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ACTS

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OF

THE GENERAL ASSEMBLY

OF THE

STATE OF SOUTH CAROLINA,

PASSED IN

SEPTEMBER AND DECEMBER, 1863.

PRINTED BY ORDER OF THE LEGISLATURE, IN CONFORMITY WITH THE STATUTES AT
LARGE, AND DESIGNED TO FORM A PART OF THE THIRTEENTH
VOLUME, COMMENCING WITH THE ACTS OF 1861.

COLUMBIA, S. C.
CHARLES P. PELHAM, STATE PRINTER.

1864.



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LIST OF ACTS

PASSED AT THE

SESSIONS OF SEPTEMBER AND DECEMBER, 1863.

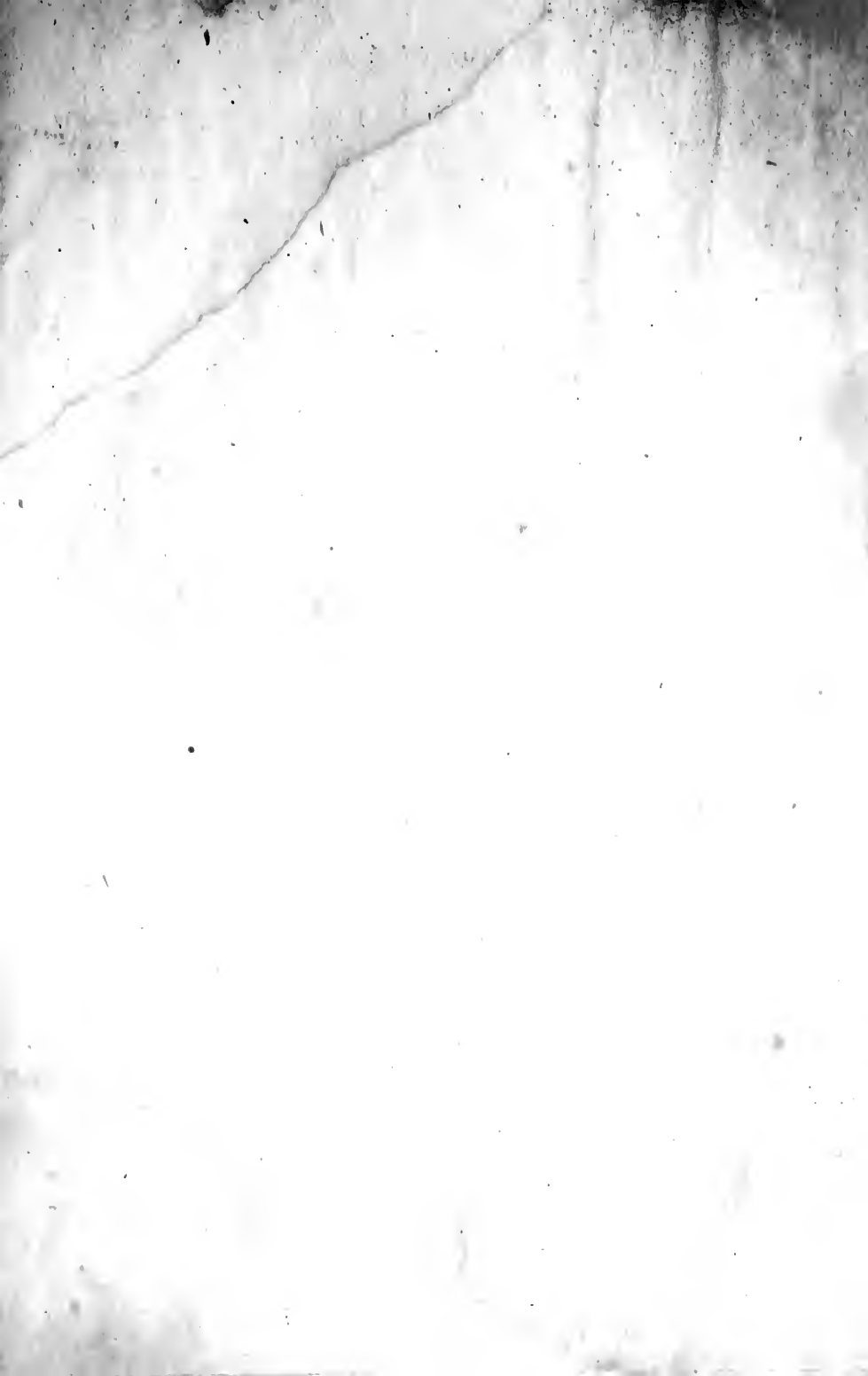
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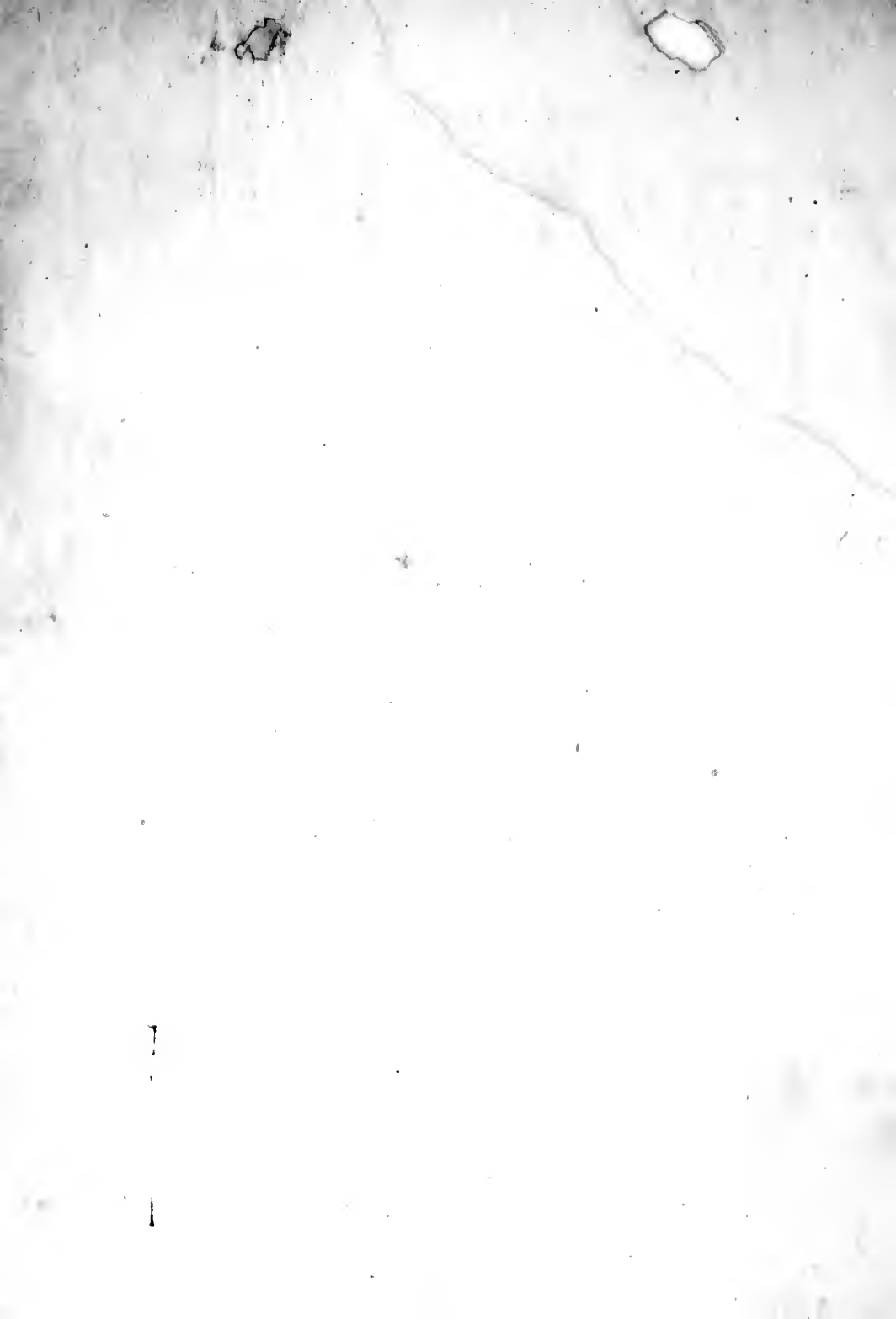
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ceased, from the Commissioner of the State of South Carolina for the sale of public lots in the City of Columbia, be, and the same is hereby, vested in Rose Ann Carnighan, her heirs and assigns forever.

A. D. 1862 '3.

In the Senate House, the sixth day of February, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-seventh year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO AUTHORIZE THE BANKS OF THIS STATE TO PURCHASE No. 4659.
CONFEDERATE AND STATE SECURITIES.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That from and after the passing of this Act, it shall and may be lawful for the banks of this State to purchase the bonds and stock issued by the Confederate Government, or by any of the States of the Confederate States of America, and that all such purchases as may have already been made by any of the said banks are hereby sanctioned and allowed.

May purchase
Confederate
States stock.

In the Senate House, the sixth day of February, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-seventh year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO ENABLE THE CHARLESTON SAVINGS' INSTITUTION TO PUR- No. 4660.
CHASE AND HOLD REAL PROPERTY.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the Charleston Savings' Institution shall be, and the said corporation is, hereby authorized to purchase and hold real estate within the Parishes of St. Philip's and St. Michael's, to an amount not exceeding sixty thousand

May hold real
Property.

.D. 1862 '63. dollars; and the same to alien, from time to time, as shall be deemed expedient.

In the Senate House, the eighteenth day of December, in the year of our Lord one thousand eight hundred and sixty-two, and in the eighty-seventh year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4661. AN ACT TO CONTINUE OF FORCE AN ACT, ENTITLED "AN ACT TO AUTHORIZE CERTAIN BUILDING AND LOAN ASSOCIATIONS TO SUSPEND THE CALL FOR MONTHLY INSTALMENTS."

Act of 1861 extended.

I. *Be it enacted* by the Senate and House of Representatives, not met and sitting in General Assembly, and by the authority of the same, That an Act, entitled "An Act to authorize certain Building and Loan Associations to suspend the call for monthly instalments," ratified the twenty-first day of December, in the year of our Lord one thousand eight hundred and sixty-one, be, and the same is, hereby continued of force until the first day of January, in the year of our Lord one thousand eight hundred and sixty-four.

In the Senate House, the sixth day of February, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-seventh year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4662. AN ACT TO AMEND THE CHARTER OF THE BANK OF CHARLESTON, SOUTH CAROLINA.

Bank may purchase bonds and stocks.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That from and after the passing of this Act, it shall and may be lawful for the Bank of Charleston, South Carolina, to purchase the bonds and stocks

issued by the Confederate Government, or by any of the States of the Confederate States of America.

A. D. 1863.

In the Senate House, the sixth day of February, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-seventh year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO PROVIDE FOR VOLUNTEER COMPANIES OF MOUNTED INFANTRY, AND FOR OTHER PURPOSES. No. 4663.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the Governor be, and he is hereby authorized, to accept as many Volunteer Companies of Mounted Infantry as may be offered, to consist of not less than sixty-four nor more than one hundred men, exclusive of commissioned officers, who shall be organized by him into Battalions or Regiments by the election of field officers, if the number of said companies be sufficient for that purpose; and said companies shall be called out at the discretion of the Governor, to suppress insurrections or to repel actual or threatened raids of the enemy within this State, and shall be discharged from actual service whenever, in his judgment, the actual necessity for such service has ceased.

Governor to accept Volunteer Mounted Infantry.

II. That for the purpose of suppressing insurrections and repelling raids, the Governor be, and he is hereby authorized, to enroll all white male persons in this State between the ages of eighteen and forty-five years, including all persons who have furnished substitutes in Confederate service, resident aliens, and other persons who have avoided Confederate conscription by reason of any civil employment, contract or engagement, and excluding all who have been declared exempt from actual military service beyond the limits of the Districts in which they reside, by the Act of the General Assembly, entitled "an Act for the better organization of the Militia, and for other purposes," passed the sixth of February, eighteen hundred and sixty-three, and also excluding such as have volunteered or may volunteer in the com-

Who to be accepted,

Who to be excluded.

A. D. 1863.

Governor to ap-
point Enrolling
officers and
Surgeons.

panies of Mounted Infantry provided for by the first section of this Act; and for the purpose of making said enrollment, the Governor is hereby authorized to appoint one Enrolling Officer in each Judicial District in this State, and as many Surgeons as may be necessary, to examine persons claiming exemption from service on the ground of physical disability, and the Militia officers shall report lists of such persons as are liable to be enrolled as aforesaid, whenever required.

Militia officers
to report per-
sons liable.

Organization of
effective men.

III. That the effective men so enrolled shall be organized into Companies, Battalions, and as many Regiments of Infantry as they are sufficient to constitute, and be placed at the disposal of the Governor for the purposes aforesaid, and be kept in the field so long as he may deem the same to be necessary for the public safety; the company and field officers to be elected by the men, at such times and places and in such manner as the Governor may direct, and on a failure to elect said officers when ordered, they shall be appointed by the Governor.

Election or ap-
pointment of
Field Officers.

Organization of
Artillery.

IV. That the Governor be also authorized, from the persons enrolled under the second section of this Act, to organize one or more companies of artillery, to be used for the purposes provided for by the third section of this Act.

Powers con-
ferred upon the
Governor not to
be improperly
construed, &c.

V. That nothing herein contained shall be construed so as to prevent the Governor from exercising the powers conferred upon him by the eighth section of the Act of the General Assembly, entitled "An Act for the better organization of the Militia, and for other purposes," passed the sixth day of February, eighteen hundred and sixty-three, or from carrying into execution any of the provisions of said Act which are consistent with the provisions of this Act.

Defaulters—
how punish-
able.

VI. That all persons liable to perform Military service under the provisions of this Act, and who shall make default when summoned into such service, shall be subject to the pains and penalties provided for by the eleventh section of the Act of the General Assembly, entitled "An Act for the better organization of the Militia, and for other purposes," passed the sixth of February, eighteen hundred and sixty-three, to be imposed by a court martial, appointed by the Governor and Commander-in-Chief.

Troops subject
to Articles of
War.

VII. That the troops called into service by the provisions of this Act, shall, whilst in actual service, be subject to the Articles of War and Army Regulations of the Confederate States of America, and shall receive the same pay and allowance as Confederate troops of the same class are entitled to receive.

Pay and allow-
ance.

VIII. For the purpose of equipping and supplying said troops, while in actual service, the sum of five hundred thousand dollars be, and the same is hereby appropriated, from any monies in the Treasury not otherwise appropriated, to be drawn by the Governor.

A. D. 1863.
 Appropriation
 for equipping
 and supplying
 troops.

IX. That such persons and employees in each paper mill and newspaper or printing establishment, and iron manufactories, as the Adjutant and Inspector General, with the approval of the Governor, may see fit to exempt from time to time from military service, be exempted.

Exemptions
 from service.

In the Senate House, the thirtieth day of September, in the year of our Lord one thousand eight hundred and sixty-three, and the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO PROVIDE FOR THE ELECTION OF MEMBERS OF THE CONGRESS No. 4664.
 OF THE CONFEDERATE STATES OF AMERICA FROM THIS STATE.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That this State be, and hereby is, divided into six Districts, for the purpose of electing Representatives from this State to the Congress of the Confederate States of America, of which the united Districts of Lancaster, Chesterfield, Marlboro', Darlington, Marion, Williamsburg, Horry and Georgetown shall constitute one District, to be designated the First Congressional District; the District of Charleston, exclusive of the Parish of St. John's, Colleton, shall constitute one District, to be designated the Second Congressional District; the united Districts of Beaufort, Barnwell, Orangeburg, Colleton and the Parish of St. John's, Colleton, shall constitute one District, to be designated the Third Congressional District; the united Districts of Lexington, Edgefield, Newberry, Laurens and Abbeville, shall constitute one District, to be designated the Fourth Congressional District; the united Districts of Anderson, Pickens, Greenville, Spartanburg and Union, shall constitute one District, to be designated the Fifth Congressional District; the united Districts of York, Chester, Fairfield, Richland, Kershaw, Clarendon and Sumter, shall constitute one District, to be designated the Sixth Congressional District; and each

State divided
 into Congressional
 Districts.

First District.

Second District.

Third District.

Fourth District.

Fifth District.

Sixth District.

A. D. 1863.

One Represent-
ative to each
District.

Elections when
and at what
places held.

Elections bi-
ennially.

Duty of Mana-
gers.

Votes, how
counted and an-
nounced.

Elections in
Districts occu-
pied by the
enemy, &c.

of the said Districts, so constituted, shall send one Representative to the House of Representatives of the Confederate States of America, who shall be chosen by the persons qualified to vote for members of the House of Representatives of this State.

II. That the election of Representatives from this State to the next Congress shall be held on the first Tuesday after the third Monday in October next, at the same places, and be conducted by the same managers, and in the same manner, as the election of members of the State Legislature; and the person who shall have the greatest number of votes in the several Districts thus constituted, shall be the member for that District to the House of Representatives in the next Congress of the Confederate States of America from this State.

III. That the election of members of the House of Representatives of the Confederate States of America from this State, after the next election, shall be held biennially, on the first Tuesday after the third Monday in October, and conducted by the same managers and in the same manner, as the election of members of the State Legislature, and the person having the greatest number of votes in any Congressional District, at any of the said elections, shall be the Representative of that District in the Congress of the Confederate States of America.

IV. That the votes, when returned to Columbia by the managers, (and it shall be their duty to return the same,) shall be counted by his Excellency the Governor, and Commissioners whom he may call to his assistance, on the first Monday of December after each election, or as soon thereafter as practicable, and, by proclamation, he shall announce the persons elected, as by law formerly provided.

V. That when, during the existing war between the Confederate States of America and the United States, some or all of the places of voting in any Election District of this State shall be occupied or threatened by the enemy, so that, in the opinion of the Executive authority of the State, elections cannot be conducted therein with composure, it shall be competent for the Executive authority, by proclamation, to give notice of any election at which the voters of any of the said Election Districts would, in a condition of peace, be entitled to vote, and by the said proclamation, which shall be published at least a fortnight before the day fixed for any of the said elections, to direct in what neighboring Election District the voters may vote at the election, and at what places therein, and how and by whom the election shall be conducted, and how and when and where the result of the election shall be ascertained and declared: and elections held under the provisions of such proclamation shall be as valid and

effectual as if they had been regularly had in the Election Districts so occupied or threatened by the enemy, as aforesaid.

A. D. 1833.

In the Senate House, the thirtieth day of September, in the year of our Lord one thousand eight hundred and sixty-three, and the eighty-eighth year of the sovereignty and independence of the State of South Carolina,

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO AMEND AN ACT, ENTITLED "AN ACT TO AMEND 'AN ACT TO ORGANIZE AND SUPPLY NEGRO LABOR FOR COAST DEFENCE, IN COMPLIANCE WITH REQUISITIONS OF THE GOVERNMENT OF THE CONFEDERATE STATES,' AND TO AUTHORIZE AND DIRECT THE GOVERNOR TO PROCEED TO FURNISH NEGRO LABOR UNDER SAID ACT."

No. 4665.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly and by the authority of the same, That so much of an Act, entitled "An Act to organize and supply negro labor for coast defence, in compliance with requisitions of the Government of the Confederate States," and of the Act amending said Act, passed on the sixth day of February, one thousand eight hundred and sixty-three, as fixes the fines and penalties in cases of neglect and refusal to send slaves according to the requirements of said Acts, be and the same is hereby repealed, so far as may apply to any future defaults, and it is hereby enacted that such neglect or refusal to send a slave or slaves, according to the requirements of said Act, shall be deemed a misdemeanor, punishable by indictment in the Court of General Sessions, and, upon conviction thereof, the owner or employer shall be fined in the sum of two hundred dollars for each slave which he or she has so neglected or refused to send.

II. That it shall be the duty of the Commissioners of Roads, and the corporate authorities of cities, towns and villages, to make return, under oath, of all future defaulters under the Acts aforesaid, to some magistrate in the district in which default shall be made, and such magistrate, upon such return, is hereby required to issue his warrant or warrants against such defaulters as for misdemeanor.

Commissioners of Roads, and other corporate authorities, to return defaulters.

A. D. 1863.

Impressment
of Free persons
of color.

III. That whenever a requisition shall be made on any district, parish, city or incorporated town or village, by the State Agent, for a supply of slave labor, under the provisions of the Act aforesaid, it shall be the duty of the Commissioners of Roads of said district or parish, or corporate authorities of such city, town or village, to impress and forward, under such requisition, all able-bodied male free persons of color, who are between the ages of sixteen and fifty years, who shall be required to labor for the same term as the slaves sent from such district, parish, city, incorporated town or village, and be entitled to receive the same compensation allowed for the services of such slaves: *Provided*, That it shall be the duty of the Commissioners of Roads in each district and parish, and the corporate authorities of each city, town or village, to select, by lot, the same proportion of laborers from this class as may be ordered in the assessment of slave labor, and that those selected to perform this duty shall not again be selected until the call has been made on all free negroes in their section: *And provided, also*, That the privilege of furnishing an able-bodied substitute shall be extended to all such free negroes.

Proportion of
Free persons of
color to be se-
lected by lot.

Substitutes.

Suits against
defaulters.

IV. That the Commissioners of Roads, in their respective districts and parishes, and the corporate authorities of cities, towns and villages, shall, at the ensuing Fall Terms of the Courts of Common Pleas, or as soon thereafter as practicable, bring suits against all defaulters for not sending their road hands to work on the defences near Charleston, as called for by the State Agent, in pursuance of the Acts of Assembly on that subject, to recover the fines prescribed by said statutes, and shall not be estopped therefrom by reason of any provision contained in the Act of Assembly, entitled "An Act to continue in force an Act to extend relief to debtors, and to prevent the sacrifice of property at public sales," passed the sixth day of February, one thousand eight hundred and sixty-three, nor by the provisions of this Act.

V. That the negro labor herein provided for shall be liable for the construction of military defences in any other portion of the State that may be threatened by the enemy.

In the Senate House, the thirtieth day of September, in the year of our Lord one thousand eight hundred and sixty-three, and the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. A. ALDRICH, *Speaker House of Representatives.*

A. D. 1863.

AN ACT TO PREVENT DESERTION FROM CONFEDERATE OR STATE MILITARY SERVICE, AND EVASION OF CONSCRIPTION.

No. 4666.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That upon the lodging of information, on oath, with the Sheriff of any district in this State, (or, in his absence, with the Deputy Sheriff), that any deserter from Confederate or State military service, or evader of conscription or draft for service within this State, is within the limits of such district, it shall be the duty of such Sheriff (or, in his absence, the Deputy Sheriff,) to arrest such deserter or evader of conscription, so reported to him; and for that purpose, if necessary, to summon to his aid the *posse comitatus*; and to hold the person so arrested in safe custody until delivered to the Enrolling Officer of the district, or other person authorized to receive him. Arrest of desert-
ters.

II. That if any Sheriff, or Deputy Sheriff, shall refuse or wilfully neglect to arrest any person so reported to him as a deserter or evader of conscription or draft for service within this State, he shall be liable to indictment as for neglect of duty; and, upon conviction, shall be fined in the discretion of the Court, not exceeding one thousand dollars for each and every offence. Sheriffs indict-
able for neglect
to arrest.

III. That it shall be unlawful for any person to advise, encourage, procure or entice a soldier to desert from the service of the State, or of the Confederate States, or a conscript to evade his military obligation, or to harbor or conceal, or aid in harboring or concealing, any such deserter or evader of conscription. And if any person shall advise, encourage, procure or entice any soldier to desert from the service of the State or of the Confederate States, or a conscript or a person liable to conscription to evade his military obligation, or shall harbor or conceal, or aid in harboring or concealing, any such deserter or evader of conscription, knowing him to be such, or shall refuse to deliver up such deserter or evader of conscription to the Sheriff, or to any person authorized by the State or Confederate military authority to effect his arrest, such person, so offending, shall be liable to indictment as for a high misdemeanor, and, upon conviction, shall be fined not exceeding five hundred dollars, and be imprisoned, not ex- Penalty for aid-
ing or abetting
desertion.

A. D. 1863.

ceeding one year, in any jail in the State where the imprisonment of the person so convicted shall be ordered by the Court.

In the Senate House, the thirtieth day of September, in the year of our Lord one thousand eight hundred and sixty-three, and the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4667. AN ACT TO RAISE SUPPLIES FOR THE YEAR COMMENCING IN OCTOBER, ONE THOUSAND EIGHT HUNDRED AND SIXTY THREE.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That a tax for the sums, and in the manner hereinafter mentioned, shall be raised and paid into the Treasury of this State, for the use and service thereof, that is to say: Two dollars and ninety-three cents *ad valorem* on every hundred dollars of the value of all lands granted in this State, according to the existing classification, as heretofore established; two dollars and eighty-four cents per head on all slaves: *Provided*, That all lands or slaves in this State, now in possession or under the control of the enemy, and such other lands or slaves as may be taken by the enemy before the return of the said property to the Tax Collector, and also such other lands as shall have been abandoned by the owners in consequence of the action of the military authorities, shall be exempt by the provisions of this Act; six dollars and seventy-five cents on each free negro, mulatto, or mestizo, between the ages of fifteen and fifty years, except such as shall clearly be proved to the satisfaction of the Collector to be incapable, from wounds or otherwise, of procuring a livelihood, and except those who now are, or have at any time been, in the service of the army of this State or of the Confederate States, in the existing war; eighty-eight cents *ad valorem* on every hundred dollars of the value of all lots, lands, and buildings within any city, town, village, or borough of this State: *Provided*, That the tax on lands and buildings in the

Lands.

Slaves.

Lots, lands and buildings.

city of Charleston be assessed on the value of the lands only, where the buildings and improvements on the land have been destroyed by the late conflagration; *and, provided further*, That no tax shall be levied on lots, lands and buildings within any city, town, village, or borough in this State which have passed into the possession or under the control of the enemy, or which may pass into the possession or under the control of the enemy before returns are made to the tax collectors; four dollars per hundred dollars on factorage, employments, faculties, and professions, including the profession of dentistry, and including herein Clerks of Courts of Common Pleas and General Sessions, Sheriffs, Masters and Commissioners in Equity, Registers in Equity, Registers of Mesne Conveyance, Ordinaries, and Coroners, whether in the profession and employment of law or equity, the profits to be derived from the costs of suit, fees, or other sources of professional income, except clergymen, school masters, school mistresses, and mechanics; four dollars on every hundred dollars on the amount of commissions received by vendue masters and commission merchants; one dollar and sixty cents per hundred dollars on the capital stock paid in on the first of October, one thousand eight hundred and sixty-three, of all banks which for their present charters have not paid a bonus to the State, which said bank tax the stockholder, when he or she resides within the State, shall have the right to pay to the Tax Collector of the district or parish where such stockholder resides, by paying the same on or before the first day of June next, and forwarding a duplicate receipt of such payment to the President of such bank; and in case any stockholder resides without the State, the tax on the stock of such stockholder shall be paid to the tax collector of the district or parish where the bank is located; three dollars and twenty cents per hundred dollars on the capital stock of any bank of issue not incorporated by this State, paid in on the first day of October, one thousand eight hundred and sixty-three, doing business by agents within the limits of this State; one dollar and sixty cents per hundred dollars on the capital stock of all incorporated gas-light companies; one dollar and sixty cents per hundred dollars on the capital stock of all incorporated importing and exporting companies; also, all incorporated and unincorporated express companies; six per centum on all premiums taken in this State by incorporated insurance companies, and by the agencies in this State acting in behalf of insurance companies and underwriters without the limits of this State; eighty-eight cents on every hundred dollars of the amount of sales of goods, wares and merchandize, embracing all articles of trade for sale, barter, or

A. D. 1863.

Factorage, employments, and faculties and professions.

Commissions.

Bank Stock.

Gas light, Importing, Exporting, Express and insurance companies.

Goods, wares & merchandize.

- A. D. 1863. exchange, (the products of this State and the unmanufactured products of any of the States of the Confederate States excepted,) which any person shall have made from the first day of January, in the year of our Lord one thousand eight hundred and sixty-three, to the first day of January, in the year of our Lord one thousand eight hundred and sixty-four, either on his, her, or their capital, or borrowed capital, or on account of any person or persons as agent, attorney, or consignee; three dollars and sixty cents upon every hundred dollars of the amount of sales of goods, wares and merchandize whatever, which any transient person not resident in this State shall make in any house, stall, or public place, whether the said sale be made by
- Transient merchandize. sample or otherwise; forty dollars a day on all circus exhibitions; twenty dollars per day for representing publicly for gain and reward any play, comedy, tragedy, interlude, or farce, or other employment of the stage, or any part therein, or for exhibiting wax figures, or other shows of any kind whatever, to be paid into the hands of the Clerks of the Courts respectively, who shall be bound to pay the same into the Treasuries of the State of South Carolina, except in cases where the same is now required by law to be paid to corporations or otherwise; four-tenths of one per cent. on all moneys loaned, moneys at interest, all moneys invested in the stocks or bonds of any individual, State, or corporation, other than bonds or stocks of this State or of the Confederate States, and other than the stocks of the banks and railroad companies of this State; six dollars for every hundred dollars of gross receipts of all commercial agencies within the limits of
- Exhibitions.
- Moneys invested.
- Commercial agencies.
- Cards and Billiards.
- Salaries.
- Taxes, to whom payable.
- Commissions of Tax Collectors.
- this State; fifty-two cents on every pack of playing cards sold in this State; sixty dollars upon every billiard table within this State, used to and for the purpose of raising a revenue therefrom; four dollars on the hundred dollars of all salaries, including public officers, except officers of the army and navy, and on all wages from whatever source derived, except wages of five hundred dollars or less per annum.
- II. All taxes levied on property, as prescribed in the first section of this Act, shall be paid to the tax collector for the tax district in which said property is located: *Provided*, That where negroes have been removed from any district or parish, by reason of the dangers arising from the invasion or occupation thereof by the enemy, it shall be lawful to pay the taxes upon the same to the tax collectors of the districts or parishes from which said negroes were removed. That all taxes levied on property in this State, during the continuance of the war between the Confederate and the United States of America, may be paid in Confederate notes or other current funds. The com-

missions to be received by the various tax collectors of this State for the year commencing on the first day of October, one thousand eight hundred and sixty-three, shall be at the rate of thirty per centum of the commissions now allowed them by law, except such districts and parishes as pay an amount less than eight hundred dollars to the collector.

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III. The tax collectors in the several districts and parishes in this State, in their returns hereafter to be made, are hereby required and enjoined to state the precise amounts of taxes collected by them, for supporting the police of the said several districts and parishes aforesaid, stating the rates per centum on the amounts of the State tax collected for said district and parish police purposes, and the total amount of commissions received by each and every of such tax collectors, and the rate per centum of his commissions; and the Comptroller General shall return the same in his report.

Police taxes, returns of.

IV. Free negroes, mulattoes and mestizoes are hereby required to make their returns and pay their taxes during the month of April; and the tax collector of St. Philip's and St. Michael's is allowed until the month of June to receive the taxes of white persons.

Returns of free negroes.

V. The lots and houses on Sullivan's Island shall be freed from taxation during the existing war between the Confederate and the United States of America, the same being used by the troops of the Confederate States, or by the works for defence.

Sullivan's Island exempted.

VI. That the tax collectors be authorized to extend the time for the receipt, and also for the payment of taxes, and also for the payment thereof into the Treasury of this State, for a period of thirty days beyond the periods therefor, hitherto allowed by law.

Time of collection extended.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

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No. 4668.

AN ACT TO MAKE APPROPRIATIONS FOR THE YEAR COMMENCING IN OCTOBER, ONE THOUSAND EIGHT HUNDRED AND SIXTY-THREE.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the following sums be, and they are hereby, appropriated for the payment of the various officers and expenses of the State Government, that is to say: In the Executive Department: For the salary of the Governor, three thousand five hundred dollars; for the Private Secretary of the Governor, fifteen hundred dollars; for the rent of the Governor's house in Columbia, twelve hundred dollars; for the Messenger of the Governor, two hundred and fifty dollars; for the Contingent Fund of the Executive Department, ten thousand dollars, to be subject to the draft of the Governor, and to be accounted for, annually, by him to the Legislature.

II. In the Legislative Department: For the pay of the members of the Legislature, and the Attorney General and the Solicitors, during the present session, and of the Committees appointed to inspect the Bank of the State, and its Branches, twenty-five thousand dollars, if so much be necessary; for the salaries of the Clerks of the Senate and House of Representatives, twenty-four hundred dollars; and to the said Clerks for the services of two Assistant Clerks, two hundred and fifty dollars for the Clerk of the Senate, and two hundred and fifty dollars for the Clerk of the House; for the salaries of two Messengers and two Doorkeepers, each two hundred and fifty dollars; for C. M. Gray, Doorkeeper of the House of Representatives, fifty dollars, being the additional pay allowed him by resolution for his services; for additional pay to the Doorkeeper of the Senate, J. D. Gaillard, fifty dollars, allowed him by resolution for his services, to be paid at the adjournment of the Legislature; for the salary of the Keeper of the State House, and Librarian, seven hundred dollars; for the salaries of the Reading Clerks of the Senate and House of Representatives, each two hundred and fifty dollars; for J. C. Kennedy, Reading Clerk of the Senate, fifty dollars additional pay, as agreed to by resolution; for extra services of the Messenger of the Senate, and for extra services of the Messenger of the House, each fifty dollars, to be paid at the end of the session; for the services of the Engrossing Clerks, to be paid under the direction of the President of the Senate and of the Speaker of the House of Representatives, six hundred dollars; for the Printers of the Senate and House of Representatives, in pursuance of the contracts made by the Committees of both

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Houses, fourteen thousand dollars, if so much be necessary, for the printing executed by the said Printers during the present session of the Legislature, the same to be paid to them as soon as the amounts of said contracts shall be ascertained by the Treasurer of the Upper Division; for the Printer, for printing in pamphlet form, the Acts and Journals of both Houses, Reports and Resolutions agreed to, the Governor's Messages, Reports of the President of the Bank and Comptroller General, with the accompanying documents, thirteen thousand dollars, if so much be necessary: *Provided*, The number of copies specified in the proposals of the Printers, as accepted by the Legislature, shall be printed and deposited in the office of the Treasury of the Upper Division, before the 20th of April next, and the amount to be paid according to the proposals, which shall be ascertained by the Treasurer aforesaid: *And, further provided*, That the printer of Acts and Journals, do publish, in his newspaper, at Columbia, all the public Acts which may be passed at the present session, within twenty days after the adjournment of the Legislature, and forward, by mail, to each member of the General Assembly, each of the Judges, Attorney General, and each of the Solicitors, a copy of such newspaper, as soon as such newspaper is issued; to Charles P. Pelham, printer of the Permanent Work, to pay him the balance due for public printing, eight thousand dollars, if so much be necessary; four hundred and fifty dollars, if so much be necessary, for the printing of the Senate, at the extra session; to the Keeper of the State House, for contingent expenses during the present session of the Legislature, twelve hundred dollars, if so much be necessary, to be accounted for by him at the Treasury, and reported by the Treasurer to the General Assembly; for stationery, fuel, distributing Acts, and expenses for election returns, seven thousand dollars, if so much be necessary.

III. In the Judiciary Department: For the salary of the Chief Justice, three thousand five hundred dollars; for the salaries of the Judges and Chancellors, three thousand dollars each; for the salary of the Attorney General, eleven hundred dollars; for the salaries of five Solicitors, nine hundred dollars each; for the Clerk of the Court of Appeals, in Columbia, six hundred dollars; for the salary of the Messenger of the said Court, at Columbia, two hundred dollars: *Provided*, It shall be the duty of the said Messenger to summon all members of the bar, who are members of the Legislature, when their cases may be called for trial; for the salary of the Librarian of the Court of Appeals, in Columbia, two hundred dollars, the same to include the expenses of fuel for the Court of Appeals and for the Libra-

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ry; for the salary of the Clerk of the Court of Appeals, in Charleston, six hundred dollars; for the salary of the Messenger of the said Court, two hundred dollars; for the salary of the Librarian of the Court of Appeals, in Charleston, two hundred dollars, to include the expense of fuel for the Court of Appeals and for the Library; for the salary of the State Reporter, fifteen hundred dollars; and the several appropriations aforesaid, for the Clerks, Librarians, Messengers, Reporter, and for the incidental expenses of the Court of Appeals, shall be paid by the Treasurer, only upon warrant to be drawn by the presiding Judge of the Court of Appeals, at such times and for such portions as they may deem just and proper; and it shall be the duty of the said Reporter to attend in person, or by deputy, the sittings of the Courts of Appeals and Errors, in Columbia and Charleston, and to report such arguments and statements of facts as may be necessary to a correct understanding of the decisions of the said Courts: *Provided*, That the Judges of the Court of Appeals may, if they think proper, announce the results of their decisions at certain stated periods before filing their opinions; *And, further provided*, That the said Reporter shall publish in one or more of the newspapers at Columbia, an abstract of the principles decided by the Court of Appeals in its opinions, as soon as practicable after the delivery of the same; for the pay of the Jurors and Constables, ten thousand dollars, if so much be necessary, the certificates to be paid at either Treasury.

Treasury Department

IV. In the Treasury Department: For the salary of the Comptroller General, two thousand dollars; for the salary of the Clerk of the Comptroller General, one thousand dollars, the said Clerk to be appointed and removed at the pleasure of the Comptroller General; for the salary of the Treasurer of the Lower Division, and for Clerk hire, two thousand dollars; for the salary of the Treasurer of the Upper Division, and for clerk hire, sixteen hundred dollars; for the Assessor of St. Philip's and St. Michael's, for making out and affixing assessments of each return, one thousand dollars; for the services of the Comptroller General for copying tax-books, two hundred dollars; and for additional compensation to the Treasurer of the Lower Division, for the performance of the additional duties imposed upon him by an Act, entitled "An Act to authorize the issue of certificates of stock to provide for the military defence of the State," ratified the twenty-second day of December, in the year of our Lord one thousand eight hundred and sixty, four hundred dollars; for printing and distributing tax returns, seventeen hundred dollars.

V. For the Ordinary Civil Expenses: For the payment of the Contingent Accounts of the Upper Division, eight thousand five hundred dollars, if so much be necessary; for the payment of the Contingent Accounts of the Lower Division, eighteen thousand dollars, if so much be necessary; for the payment of annuities and pensions, six hundred dollars, if so much be necessary; for the payment of such claims as shall be admitted by the Legislature at its present session, two hundred and fifty thousand dollars, if so much be necessary; for the support of Free Schools, seventy-four thousand and four hundred dollars, if so much be necessary, to be distributed among the several election districts in the State, in the proportion of six hundred dollars to each representative in the popular branch of the Legislature; for the support of paupers at the Lunatic Asylum, seventy-five thousand dollars, if so much be necessary; that the sum of twelve thousand and ninety-three dollars ninety-three cents be appropriated to meet the last year's deficiency for the support of paupers at the Lunatic Asylum, the same to be paid as other appropriations for that Institution to the draft of the Chairman of the Board of Regents; for the education of the Deaf and Dumb, and of the Blind, sixteen thousand dollars, if so much be necessary, to be paid to the Commissioners in the same manner as the appropriation heretofore made; for refunding taxes, as directed by the reports of the Committees of Ways and Means, and of Finance and Banks, agreed to by the Legislature, one thousand dollars, if so much be necessary; for compensation for slaves executed, five thousand dollars, if so much be necessary; for the payment of the interest on two millions one hundred and fifty thousand five hundred and ninety dollars of bonds and stocks issued for the construction of the new State Capitol, one hundred and thirty-five thousand and sixty-seven dollars; for the payment of the interest on three hundred and ten thousand dollars of the bonds of the State issued under an Act, entitled "An Act to grant aid to the Blue Ridge Railroad," ratified the twenty-second day of December, in the year of our Lord one thousand eight hundred and fifty-nine, eighteen thousand six hundred dollars; for the payment of the interest on the balance of four hundred thousand dollars of bonds of the State, issued for the military defence of the State, twelve thousand dollars; for the payment of the interest on three hundred and ninety-one thousand one hundred and fifty dollars, issued for the military defence of the State, twenty-five thousand three hundred and eighty dollars fifty cents; for the payment of the interest on one million five hundred and fourteen thousand seven hundred and ten dollars of the bonds and stock authorized

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 Ordinary Civil
 expenses.

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Military expenditures.

to be issued for the military defence of the State, one hundred and six thousand and twenty-nine dollars seventy cents.

VI. For Military Expenditures: For the salaries of the following officers, viz: Adjutant and Inspector General, twenty-five thousand dollars; Arsenal Keeper in Charleston, one thousand dollars; Arsenal Keeper and Powder Receiver at Columbia, at the rate of four hundred dollars per annum; Physician of the Jail and Physician of the Magazine Guard, at Charleston, each five hundred dollars; to T. R. Aldrich, Physician of the Jail at Charleston, two hundred and fifty dollars, to reimburse him for moneys spent for the purchase of medicine for prisoners in said jail; and for the support of the Military Academies at Charleston and Columbia, seventy-three thousand two hundred dollars, if so much be necessary; and the said Military Academies shall be under the direction of the Board of Visitors: *Provided*, That each district shall be entitled to send to said Academies a number of beneficiaries equal to its representation in the House of Representatives, or in that proportion, as far as the appropriation for the school may allow; the sum of twenty-three thousand three hundred and seventy-one dollars and fifty-seven cents to cover the excess on the expenditures for the Academies during the past year; for the salary of the Clerk of the Adjutant and Inspector General, one thousand and eighty dollars; for the services of the Secretary of State, during the current year, for all service in issuing all military commissions, and in lieu of any charge against the State for commissions of all civil officers, eight hundred dollars, to be paid as other salaries directed by law; for the salary of the Ordnance Officer, twenty-three hundred dollars, to be paid upon the draft of the said Ordnance Officer, said salary to be paid quarterly; to defray the expenses attendant upon the military defence of the State, three hundred thousand dollars, to be paid upon the draft of his Excellency the Governor, and that his Excellency the Governor be also authorized to expend, or see expended, under his direction, the balances now in the hands of the Departmental Officers and at the Executive credit from the appropriation of the last year, and that an account thereof be rendered to the next regular session of this General Assembly.

Ordinary local expenditures.

VII. For Ordinary Local Expenditures: For the support of the transient poor of Charleston, seven thousand dollars, to be paid to the City Council of Charleston, and accounted for by them to the Legislature; for the salary of the Port Physician, including boat hire and other incidental expenses, twelve hundred dollars; for the execution of the quarantine laws at Charleston, one thousand dollars, if so much

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be necessary, to be paid to the City Council of Charleston, and expended under their direction; for the salary of the Superintendent of the Fire-proof Building in Charleston, during the present year, one hundred dollars; for the support of the transient poor of Georgetown, seventy-seven dollars eighteen cents, and also the balance reported by the Commissioners as remaining in their hands, the two sums amounting to three hundred dollars, to be paid to, and expended by, the Commissioners of the Poor of Winyah, to be accounted for by them to the General Assembly; for aiding the support of a Ferry at Elliott's Cut, two hundred dollars, subject to the order of the Commissioner of Roads for St. Andrew's parish; for maintaining and keeping open the Roper Hospital, in Charleston, three thousand dollars, to be paid to the Medical Society, in trust for the Roper Fund, to defray the expenses of the said Hospital; for the support of the Catawba Indians, twelve hundred dollars, if so much be necessary.

VIII. For Extraordinary Expenditures: For the support of the transient poor of Columbia, two thousand dollars, to be paid to the City Council of Columbia, and accounted for by them to the General Assembly; for the Marine School of Charleston, seven thousand dollars, to be paid to the Charleston Port Society, upon the draft of the President, countersigned by the Secretary; the sum of twelve hundred dollars, to be paid to William B. Johnston, to be paid as the salaries of other officers of the State are paid by law, for recording the names of those who have fallen in the war, either by disease or wounds, and he shall report at the next regular session of the General Assembly; to James Tupper, Esq., Auditor, three thousand dollars, to be paid to him as are the salaries of other officers, and also such amount as shall be necessary to defray his expenses for stationery, in addition to his salary; for the construction or purchase of machines for manufacturing cotton cards, subject to the draft of the Governor, twenty thousand dollars; for the Central Association for the relief of South Carolina soldiers, the sum of five hundred thousand dollars, if so much be necessary, to be paid upon draft of their Chairman, countersigned by their Treasurer, to be expended in purchasing and forwarding to our soldiers shoes, blankets, clothing and other articles of necessity, and that the said Association do account therefor quarterly before the State Auditor; for the relief of the families of soldiers, the sum of five hundred thousand dollars, to be paid to the respective Boards, to be distributed in proportion to the number of persons to be relieved, and that the said Boards do make respectively an annual report, on the 1st day of November in each year, to the State Auditor,

Extraordinary
expenditures.

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to be by that officer consolidated and reported to the next succeeding Legislature; the sum of five thousand dollars to be paid to George W. Morse, on his own draft, as compensation for the use of his patents in constructing the breech-loading carbine, and his other inventions for the improvement of fire-arms, to be paid as the one thousand breech-loading carbines now being manufactured at the State works are completed, at the rate of five dollars for each carbine; for the salary of the clerk of the Auditor, fifteen hundred dollars; for the salary of John R. Niernsee, acting Superintendent and Architect of the New State House, three thousand dollars, to be paid as the salaries of other officers; for the purchase of shoes for South Carolina soldiers, the sum of one hundred and seventy-one thousand dollars, if so much be necessary, to be paid on the draft of the Governor.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4669. AN ACT TO DECLARE AND AMEND THE EXEMPTION LAW OF THIS STATE, AND FOR OTHER PURPOSES.

Ordinance and Acts ratified at stated periods defined to apply to State troops.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That an Ordinance of the Convention of the People of the State of South Carolina, entitled "An Ordinance to exempt overseers from the performance of Military duty," passed the second day of January, Anno Domini eighteen hundred and sixty-two, the fourth section of an Act of the General Assembly, entitled "An Act for the better organization of the Militia, and for other purposes," ratified the 6th day of February, Anno Domini eighteen hundred and sixty-three, and the ninth section of an Act of the General Assembly, entitled "An Act to provide for Volunteer Companies of Mounted Infantry, and for other purposes," ratified the thirtieth day of September, Anno Domini eighteen hundred and sixty-three, be, and the

same are hereby, declared to apply to troops called into service under the militia organization of this State, and to any other military force raised by the State under the laws thereof, and not to troops raised by the laws of the Confederate States of America.

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II. That the provisions of the fourth section of an Act of the General Assembly, entitled "An Act for the better organization of the Militia, and for other purposes," ratified on the 6th day of February, Anno Domini eighteen hundred and sixty-three, exempting from military service apothecaries, schoolmasters, keepers of ferries, toll bridges and toll grain mills, all persons belonging to the Boards of Relief of Soldiers' Families, the officers and employees of railroad companies, persons engaged in the manufacture of arms, munitions of war, and army supplies, and persons engaged in the manufacture of salt, be altered and amended so as to exempt from the military service therein provided for, and as declared by this Act, one apothecary to each regularly established drug store which was in operation at the commencement of the war; all schoolmasters over the age of forty years, and now having under their charge not less than twenty scholars; one white man over the age of forty-five years to each established ferry, toll-bridge or toll grain mill, if actually kept by such white man; all persons belonging to Boards of Relief of Soldiers' Families, over the age of forty-five, or if exempted by reason of physical infirmity from Confederate conscription; the officers and as many employees of each railroad company as the President or superintendent may certify and show to the satisfaction of the Adjutant and Inspector General to be necessary to the efficient conduct of its business, and that the duties of said employees cannot be discharged by slaves or free persons of color; all persons employed by the State or the Confederate Government in the manufacture of arms, munitions of war and army supplies, or by contractors to furnish the same to the State or Confederate Government: *Provided*, it be shown to the satisfaction of the Adjutant and Inspector General that the public interest and military defences require the exemption of such persons; one superintendent or manager to each salt work on the sea coast: *Provided*, such work yields ten bushels of salt per day, and has been in operation at least two months previous to being called into service, and that all exemptions of such persons heretofore granted contrary to the provisions of this Act, be, and the same are hereby, revoked.

Act for better organization of Militia amended, defining exemptions.

III. That whenever the Governor for the time being shall, by orders published in the newspapers of the State, call upon any portion of the militia to appear before the Enrolling Officers of the State, or any

Persons claiming exemptions liable to forfeit right.

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militia officer, and claim exemption from military service under the laws of the State, all persons who shall fail to appear and present their claims in pursuance of said orders, shall be held liable to forfeit their right to exemption at the discretion of the Governor: *Provided*, the said order shall be published for forty days.

Additional enrollment of Militia.

IV. That the Enrolling Officers provided for by an Act of the General Assembly, entitled "An Act to provide for volunteer companies of Mounted Infantry and for other purposes," ratified on the thirteenth day of September, in the year of our Lord one thousand eight hundred and sixty-three, in addition to the enrollment therein required to be made by them, shall also be required to enroll any other portion of the militia who are liable to actual service by the provisions of an Act of the General Assembly, entitled, "An Act for the better organization of the Militia, and for other purposes," ratified the sixth day of February, in the year of our Lord one thousand eight hundred and sixty-three, and that the Adjutant and Inspector General be, and he is hereby authorized to establish rules and regulations, to be approved by the Governor, prescribing the duties of the Enrolling Officers and Surgeons.

Rules and regulations to be established.

Substitutes.

V. That from and after the passing of this Act, no person shall be accepted as a substitute in State military service.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4670.

AN ACT TO EXTEND AN ACT, ENTITLED "AN ACT TO EXTEND SOME OF THE PROVISIONS OF AN ACT, ENTITLED "AN ACT IN REFERENCE TO THE SUSPENSION OF SPECIE PAYMENTS BY THE BANKS OF THIS STATE, AND FOR OTHER PURPOSES," TO THE FIRST DAY OF JANUARY, IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SIXTY-FOUR.

Act re-enacted and continued of force.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That an Act, entitled "An Act to extend some of the provisions

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of an Act, entitled, 'An Act in reference to the suspension of specie payments by the Banks of this State, and for other purposes,' to the first day of January, in the year of our Lord one thousand eight hundred and sixty-four," ratified on the sixth day of February, in the year of our Lord one thousand eight hundred and sixty-three, be, and the same is hereby, re-enacted and continued of force, until the close of the war between the Confederate States and the United States of America, and for one year thereafter.

II. The provisions of this Act shall not be held to apply to any Bank which, during the operation of the Act, shall declare or pay a dividend to its stockholders in gold or silver coin, or shall sell or dispose of its gold or silver coin, except to the State or the Confederate States.

Provision for
paying gold or
silver coin.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO MAKE PROVISION FOR THE SUPPORT OF THE FAMILIES No. 4671.
OF SOLDIERS FROM THIS STATE IN THE CONFEDERATE AND STATE
SERVICE.

1. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That a tax in kind of two per cent. shall be paid by the producer in any district or parish when required by the Board of Relief thereof: *Provided*, That the producer of wheat have leave to substitute forty pounds of flour in place of each bushel of wheat, on the gross amount of all rice, corn and wheat raised and grown in this State, and all toll made by the owners of toll grain mills during the year one thousand eight hundred and sixty-three; also a tax in kind of five per cent. upon the gross products during the year one thousand eight hundred and sixty-three, of all manufactures within this State, including cotton yarns, leather and salt, except such articles as may

Producer to
pay tax in
kind.

Manufacturer
to pay tax in
kind.

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Duties of
Boards of Re-
lief, &c.

be manufactured by any person for his or her own use, and not for sale or barter, which said tax shall be collected and paid in the manner hereinafter prescribed.

II. That the several Soldier's Boards of Relief, to consist of not less than three, nor more than twenty-four, and to be appointed as heretofore prescribed by law, shall divide their respective districts or parishes into sections equal to their own number, and assign to each Commissioner one of said sections. That for the purpose of ascertaining and collecting the tax in kind, of rice, corn and wheat, the said Commissioners shall adopt, as the basis upon which they are to assess said tax, the gross amount each producer has or may return for the year one thousand eight hundred and sixty-three, to the Confederate Assessor for the tax in kind of the Confederate States, thereby exempting those who are not liable to said tax under the Act of the Confederate Congress. And for the purpose of collecting said tax, each Commissioner is hereby authorized to draw his order for said tax on any producer within the section assigned him, to be delivered to such person or persons as may be named, and in such proportion as may be just and proper—the order to be the voucher for the payment; and in such districts as may have an excess of provisions under this bill, such excess shall be delivered at such time and place as the Commissioner shall order, after ten days notice, for the purpose of being transported to other portions of the State: *Provided*, That no person shall be required to deliver his produce at a distance exceeding eight miles from the place of production. And in the event that any person, so liable, shall fail or refuse to deliver the amount of said tax within the time prescribed, on the order of the Commissioner, the Commissioner in charge, or some person for him, shall give information thereof on oath, to the Chairman of the Board, who, on receipt of such information, is hereby authorized to issue an execution against the delinquent, directed to the Sheriff of the district, requiring him to levy and seize double the amount of the articles in kind for which he was liable, if to be found, and if not, then to levy and collect of his goods and chattels three times the amount of the value of such tax in kind, according to the value fixed by the Confederate Commissioners for this State for articles of a like kind: the cost of the proceedings to be paid by the defaulter, to be regulated by the fee bills for Sheriff's costs, in cases of execution issued from the courts of law. And if any tax payer shall satisfy the collector that prior to the ratification of this Act, he, the said tax payer, has consumed or saved, or sold the whole quantity of wheat which

he may have raised during the current calendar year, either by his own oath, or by the testimony of others, then the said tax payer shall and may pay his wheat tax by substituting corn therefor, at the rate of one bushel of corn for one bushel of wheat, by measure.

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III. That for the purpose of ascertaining and collecting the tax in kind on manufactured goods, mentioned in the first section of this Act, the said several Boards of Relief in districts in which such manufactories may be situated, shall require the owner or owners, or person or persons in charge of such manufactories, to deliver to said Board, on or before the first of February next, five per cent. in kind of all goods mentioned in the said first section, manufactured or produced at their respective establishments during the year one thousand eight hundred and sixty-three; the amount, kind and quality of each to be reported by such Board, when received, to the Comptroller General, and the said Board shall hold the same, subject to a distribution amongst the several Boards, to be made by the said Comptroller General, under the supervision of the Governor, in proportion to the number of persons of soldiers' families; and said distribution shall be made as soon after the said first day of February as may be practicable. In the event that any manufacturer or manufacturing company, tanner or maker of salt, or other articles mentioned in said first section, shall fail or refuse to make return on oath, (which said oath either of said Commissioners is hereby authorized to administer,) on or before the said first day of February next, of the amount, kind and quality of all articles mentioned in said first section, manufactured or produced by him or them during the year one thousand eight hundred and sixty-three, and to pay the tax in kind thereon as above required, it shall be the duty of the Chairman of said Board, and he is hereby authorized and empowered to issue his warrant, after ten days notice, for the arrest and detention of such tanner, manufacturer or manufacturers, or person or persons in charge of such manufactory or tannery, until he or they shall have made the returns above required, and paid the tax in kind as hereinbefore directed.

Boards of Relief to require owners of manufactories to deliver per centage in kind, and report to Comptroller General.

Penalty for failure or refusal to make return.

IV. That the amount of corn, rice and wheat to be furnished to each individual entitled to relief in the aggregate, shall not exceed the rate of ten bushels per annum, to be furnished in such proportions as the Commissioners may find to be most expedient; and with the view of attaining equality as near as practicable, each Board of Commissioners shall prepare a special return to the Comptroller General, on or before the first day of February next, setting forth how many

Amount of provisions to be furnished each individual

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Comptroller
General to
make tabular
statement, &c.

persons within their respective districts or parishes are provided for, and what amount of produce of each kind has been received or they are entitled to; and it shall be the duty of the Comptroller General, on receipt of said returns, to make a tabular statement, showing the number to be provided for, the amount received by each Board, and the distributive share to which the total quantity of grain and other supplies received will entitle such individual to be provided for as aforesaid, and the Comptroller General is hereby authorized, with the approval of the Governor, to issue requisitions upon those Boards having an excess over the average supply, and in favor of those Boards whose supply is deficient, and the Board in favor of whom the requisition is made shall pay the costs of transportation.

Chairman and
Treasurer of
Boards liable
for failure to
make return.
Appropriation
for relief.

V. That the Chairman and Treasurer of any Board who shall fail to make a return conformably to the preceding section, shall each be liable to a fine of two hundred dollars, to be recovered by indictment.


VI. That the sum of five hundred thousand dollars be, and the same is hereby appropriated, to be distributed in proportion to the number of persons to be relieved amongst the several Boards of Relief of this State, as is prescribed in the Act ratified the eighteenth day of December, in the year one thousand eight hundred and sixty-two, entitled "An Act to make appropriations in aid of the families of soldiers," and to repeal an Act, entitled "An Act to afford aid to the families of soldiers," and the said Board will conform to the provisions of said Act, and be subject to its direction in every particular, except as hereinbefore provided.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO PROCURE SUPPLIES AND FURNISH THE IMPLEMENTS OF AGRICULTURAL AND MANUFACTURING INDUSTRY FOR THE SOLDIERS AND PEOPLE OF THE STATE, BY A UNION OF THE STATE WITH THE IMPORTING AND EXPORTING COMPANY OF SOUTH CAROLINA.

A. D. 1863.

 No. 4672.

1. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the President of the Bank of the State of South Carolina, and the Comptroller General, be, and are hereby authorized and directed to have prepared and issued in the name, and on the part and behalf of the State, not exceeding one million of dollars, either in stocks or bonds, or both, bearing interest at the rate of six per centum per annum, payable semi-annually at the State Treasury, (the sale of said stocks or bonds, or both, to be made by the President of said Bank of the State of South Carolina, at such times and in such manner as may be necessary); and the said President to account annually to the General Assembly for the proceeds and expenditure of the same, for the purpose of procuring supplies for soldiers and soldiers' families, and providing the implements of agricultural and manufacturing industry, by a union of the State with the Importing and Exporting Company of South Carolina, incorporated the eighteenth day of December, one thousand eight hundred and sixty-two, in the ownership and purchase of ships, and in importing and exporting mercantile adventures, on the following terms:

President of Bank of State and Comptroller General to issue stock or bonds, &c.

1. The State to become one-fourth part owner of the ships now owned, or hereafter to be constructed or procured by the said Company, paying for the same such sums or prices as the Governor and the President of the Bank of the State of South Carolina shall approve.

State to be part owner of ships, &c.

2. The State to have the right, as one-fourth owner in said ships, to export such amount of cotton or other produce, on her own account, not exceeding one-fourth of each cargo, and to import such supplies as in the judgment and discretion of the Governor of the State may be deemed most advisable to meet the wants of the soldiers and citizens of the State, the State paying the customary freight.

State to have right to export and import.

3. The State to share in the general mercantile adventures of the said Company, and earnings of the said ships, to the extent of one-fourth, as she shall pay for, and acquire part ownership in the said ships respectively, she bearing her proportion of expenses and losses; but in no event to be liable to losses to a greater extent than her interest in the said ships and cargoes and unpaid dividends.

State to share in mercantile adventures.

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Responsibility
of State, when
to commence.

4. The ownership and interest of the State in the said ships and their earnings, respectively, to commence from the time that she shall pay for her interest therein, respectively, by shipment of cotton or otherwise, as shall be arranged by and between the President and Directors of the said Company, and the said President of the Bank of the State of South Carolina.

Company to
make annual
reports.

5. The said Company to make annual reports and returns of their condition and transactions to the Comptroller General, as railroad companies are now required to do by law.

Representation
of stock.

6. The said President of the Bank of the State of South Carolina to represent the stock of the State in the said Company, and to have the right, from time to time, to inspect the books and become acquainted with the transactions of the said Company, and to account annually to the General Assembly for his receipts and disbursements, on account of the connection of the State with the said Company.

State to have
right to ship
forthwith.

7. The State to have the right forthwith to ship cotton and receive return cargoes in any of the ships of the said Company.

Stock redeem-
able.

8. The said stock or bonds to be redeemable in twenty-one years from the date of the issue of the same.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4673. AN ACT TO AMEND THE ACT IN RELATION TO THE SUPPLY OF LABOR FOR THE MILITARY DEFENCE OF THE STATE, PASSED IN SEPTEMBER, IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SIXTY-THREE.

Commissioners
of Roads and
other authori-
ties to furnish
correct returns,
&c.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That it shall be the duty of the Commissioners of Roads, and the authorities of incorporated cities, towns and villages, to furnish to the State Agent, within thirty days after the passage of this Act, a full and correct return of all hands liable to road duty within their

respective jurisdictions. And that it shall also be the duty of the said Commissioners and authorities of incorporated cities, towns and villages, upon being duly notified by the said Agent, thirty days before, of any call for slave labor under the provisions of this Act, to extend the proper summons to all owners liable to such call within their jurisdictions, warning them to have the hands so liable at the respective depots, and at the proper time. And, if upon the day, and at the place so notified, any owner of slaves so liable shall fail to have said hands in readiness, then the State Agent shall furnish the Sheriff of the district in which said slaves reside, with a list of defaulters, and it shall be the duty of the Sheriff immediately to arrest such slaves, and deliver them to the State Agent at such place in the district as he may appoint, the cost of such arrest and transportation to be paid by the defaulting owner. And when there is such neglect, failure or refusal to send slaves, after due summons, to the owners by the Commissioners, and the said slaves are taken by the Sheriff, the slaves of such defaulters shall labor and serve on the military defences for twice the period of time specified in the call made by the State Agent: *Provided*, That the slaves thus furnished shall not be detailed for any other service than for such work as is intimately connected with the defence of the State.

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Further duties of Commissioners, &c.

Liability of defaulting owners of slaves.

II. That all Acts and parts of Acts inconsistent with the provisions of this Act, are hereby repealed; but the fines and penalties therein contained shall not be inflicted on owners of slaves for future defaults under this Act. But this repeal shall not be construed to affect or excuse any former default, or to stop any prosecutions which may have been commenced against any defaulters under any of the Acts, or parts of Acts, hereby repealed. That the slaves furnished under this Act shall be delivered punctually to the owners at the expiration of their term of service, and in the event of any delay in such return, the Governor is hereby authorized and directed to demand of the Commanding General that the said slaves be immediately returned, unless, in the opinion of the Governor, a peculiar emergency demands a further detention.

Repeal of previous enactments, &c.

Slaves to be delivered punctually after term of service.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*
A. P. ALDRICH, *Speaker House of Representatives.*

A. D. 1863.

No. 4674. AN ACT TO AMEND AN ACT, ENTITLED AN ACT TO SUPPRESS THE DISTILLATION OF SPIRITUOUS LIQUORS IN THIS STATE.

Second section
of Act altered
and amended.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the second section of an Act, entitled an Act to suppress the Distillation of Spirituous liquors in this State, ratified the tenth day of April, in the year of our Lord one thousand eight hundred and sixty-three, be altered and amended so as to authorize and empower his Excellency the Governor to contract with a skilled and responsible agent, in each of the Judicial Districts of this State, to manufacture a limited quantity of pure spirits at a limited and reasonable price, not to exceed three dollars per gallon, strictly for medical purposes: *Provided*, That said spirits shall not be sold to any but regularly practicing physicians and registered druggists in this State. The amount sold to each physician and druggist not to exceed fifty gallons of whiskey and five gallons of pure alcohol per annum, to be used strictly for medicinal purposes.

Agents appointed
to manufacture.

Agents to enter
into bond.

II: That the agent thus appointed shall enter into a bond of ten thousand dollars, with two or more good sureties, to be approved by the Commissioners to approve securities before the Clerk of the Court of the District in which he resides, conditioned that the spirits to be manufactured by him shall be pure, and shall be delivered within the time limited; that he will distill no more than is mentioned in his contract; and that he will turn over all that he may distill, as directed by the Governor; which bond, if forfeited, may be estreated as other recognizances in the Court of Sessions. And shall also take and subscribe an oath before the Clerk of the Court, to be filed in his office, that he will faithfully comply with the terms of his contract; that he will distill no more, nor dispose of any portion of that distilled, otherwise than is mentioned in his said contract, upon which oath, if violated, perjury may be assigned in the Court of Sessions.

Acts inconsistent
with this
Act repealed.

III. That all Acts and parts of Acts inconsistent with this Act, be, and the same are hereby, repealed: *Provided*, That such repeal shall not be construed to bar any prosecutions already instituted, or which

may hereafter be instituted for violations of the provisions of any of said Acts.

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In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4675.

AN ACT TO CONTINUE IN FORCE AN ACT, ENTITLED "AN ACT TO EXTEND RELIEF TO DEBTORS, AND TO PREVENT THE SACRIFICE OF PROPERTY AT PUBLIC SALES."

Continued of force till adjournment of next General Assembly.

It *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That an Act, entitled "An Act to extend relief to debtors, and to prevent the sacrifice of property at public sales," ratified on the twenty-first day of December, in the year of our Lord one thousand eight hundred and sixty-one, and also an Act to continue in force the aforesaid Act, ratified the sixth day of February, in the year of our Lord one thousand eight hundred and sixty-three, be, and the same are hereby, continued of force until the adjournment of the next session of the General Assembly of this State: *Provided*, That nothing contained in the said Acts shall apply to stay the collection of any fine or fines imposed, or to be imposed, by any Board of Commissioners of Roads for default of work on the respective roads in charge of said Boards, or for default of work of road hands under the call of the proper authorities on the public defences.

Provision for fines for default of work on roads.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

A. D. 1863.

No. 4676.

AN ACT TO CONTINUE IN FORCE THE LAWS HERETOFORE ENACTED, IN
RELATION TO THE CULTIVATION OF COTTON.

Acts re-enacted
and made of
force.

I. *Be it enacted* by the Senate and House of Representatives, now met, and sitting in General Assembly, and by the authority of the same, That an Act, entitled "An Act to prevent and punish the planting and cultivating, in this State, over a certain quantity of cotton during the present year," ratified on the sixth day of February, in the year of our Lord one thousand eight hundred and sixty-three; and also an Act, entitled "An Act to amend an Act, entitled an Act to prevent and punish the planting and cultivating, in this State, over a certain quantity of cotton during the present year," ratified on the tenth day of April, in the year of our Lord one thousand eight hundred and sixty-three, be, and the same are hereby, re-enacted and made of force until the close of the war between the Confederate States and United States of America.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4677. AN ACT TO AMEND AND RENEW THE CHARTER OF THE COLUMBIA AND
HAMBURG RAILROAD COMPANY, TO CHANGE THE NAME THEREOF, AND
TO PRODUCE CONFORMITY IN THE CHARTERS GRANTED TO SAID COMPANY
BY THE STATES OF GEORGIA AND SOUTH CAROLINA.

Company incor-
porated.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the Columbia and Hamburg Railroad Company, which has been formed under a charter granted by the General Assembly of the State of South Carolina, ratified on the twenty-first day of December, in the year of our Lord one thousand eight hundred and fifty-eight, be, and the same is hereby, incorporated by the name of "The Columbia and Augusta Railroad Company," and all acts and things heretofore done by the stockholders of said Company, and by the President and Directors heretofore elected by them, be, and the same

are hereby, ratified and made lawful, in as full and ample a manner as if they had been authorized and allowed by the said charter: *Provided*, the same were not in violation of any existing law or laws, or of the Constitution of this State, or of the Confederate States of America: And by the above title, the said stockholders shall have corporate existence in this State, and in the State of Georgia, if incorporated by that State, and shall have perpetual succession of members, may have a common seal, may sue and be sued, may plead and be impleaded, in any court of law or equity, and may make all such rules, regulations and by-laws, as are not inconsistent with the laws or Constitution of this State, the State of Georgia, or the Confederate States: *Provided*, that service of process upon the principal agent of said Company, or any Director thereof, shall be deemed and taken to be due and lawful notice of service of process upon the Company, so as to bring it before the court.

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II. That the affairs of said Company shall be managed and directed by a general Board, to consist of twelve Directors, to be elected by the stockholders from among their number: *Provided*, that if the said Company shall be chartered by the State of Georgia, four of the Directors shall be elected from amongst the stockholders residing in that State.

Election of
Directors.

III. That the election of Directors shall be by ballot, and each stockholder at any general meeting of the Company, shall be entitled to one vote upon all shares held by him not more than fifty; to one vote for every five shares upon all shares held by him more than fifty, and not more than one hundred; and upon all shares more than one hundred, to one vote for every ten shares, to be given by the stockholder, in person, or by his proxy, in all elections, and upon all matters to be submitted to the decision of the Company; and to constitute a meeting of the stockholders, authorized to make elections, or to decide upon any matter upon which it shall be necessary for the stockholders to act as a Company, a majority of all the shares shall be represented by the stockholders themselves, or by his, her or their proxy or proxies, and if a sufficient number do not appear on the day appointed, those who do attend shall have power to adjourn from time to time, until a quorum shall be obtained.

Election by
ballotNumber of
stockholders
necessary to
transact business.

IV. That the President of the Company shall be elected by the Directors from amongst their number, as the regulations of the Company may prescribe, and the stockholders, at each annual meeting, shall elect twelve Directors, who shall continue in office, unless

Election of
President and
Directors.

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 Vacancy by removal.
- Number of Directors necessary to constitute Board.
- Vacancy by death, &c.
- Meeting of stockholders.
- Non-election of Directors.
- Special meetings.
- Contracts binding on Company.
- Power to construct road.
- sooner removed, until the next annual meeting after their election, and until their successors shall be elected, and shall enter upon their duties; but the President and any of the Directors may at any time be removed, and the vacancy thereby occasioned, be filled by a majority of the remaining Directors at any general or called meeting. The President and any five or more Directors shall constitute a board for the transaction of business, and in case of the absence of the President from sickness or other cause, six Directors, one of whom shall be appointed to act as President *pro tempore*, shall constitute a board. In case of a vacancy in the office of President or any Director, from death, removal, resignation or inability, the same may be filled by a majority of the remaining members of the board, until the next annual meeting.
- V. That there shall be annual meetings of the proprietors of the stock, at such times and places as the preceding annual meetings shall have appointed; at such, or at any special meeting, proprietors of stock may attend and vote in person or by proxies, under such regulations as the by-laws shall prescribe.
- VI. That if the day of the annual election should pass without any election of Directors, the corporation shall not thereby be dissolved, but it shall be lawful on any other day to hold and make such election, in such manner as may be prescribed by the by-laws of the corporation.
- VII. That special meetings of the Company shall be called, whenever twenty members of the Company or more, owning together three hundred shares of stock, shall require it: *Provided*, That public notice shall first be given of the time and place of such meeting, and of the object for which it is called, unless the interest of the Company requires that the cause of convening the meeting should not be published: *And provided, also*, That either in person or by proxy, there shall be present at the meeting a number of persons owning together a majority of the stock.
- VIII. That all contracts or agreements authenticated by the President and Secretary of the general or local Board, shall be binding on the Company, without a seal, or such mode of authentication may be used as the Company, by their by-laws, may adopt.
- IX. That the Company shall have power and may proceed to construct, as speedily as may be practicable, a railroad, with one or more tracks, to be used with steam, animal or other power, which shall extend from some point on the Charlotte and South Carolina railroad, in or near the city of Columbia, to or near the town of Hamburg, in

the State of South Carolina, and (if the said Company shall be chartered by the State of Georgia) to cross the Savannah river at or near the city of Augusta, in the State of Georgia, and to connect with the Georgia railroad in the said city of Augusta: *Provided*, That the said Company may use any section or portion of the said road before the whole thereof shall be completed.

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X. That said Company shall have the exclusive right of conveyance or transportation of persons, goods or merchandize and produce, over the said road, to be by them constructed, and shall have power to fix and establish such rates of charges for the transportation of persons, goods, produce, merchandize and other articles, as are fixed by the charter of the Charlotte and South Carolina Railroad Company.

Company to have exclusive right of conveyance.

XI. That said Company, when they see fit, may farm out their rights of transportation on said road, subject to the provisions of this charter, and said Company, and every person or company who may have received from them the right of transporting goods, wares and produce on said road, shall be deemed and taken to be common carriers, as respects all goods, wares, merchandize, and produce entrusted to them for transportation.

Company may farm out rights of transportation.

XII. That if any stockholder shall fail to pay the installment or installments required of him on his share or shares by the President and Directors, or a majority of them, within one month after the call for the same shall have been advertised in one or more papers published in the city of Columbia or Augusta, as the case may be, it shall and may be lawful for the President and Directors, or a majority of them, to sell, at public auction, and convey to the purchaser or purchasers, the share or shares of such stockholder so failing or refusing, giving twenty days notice of the time and place of sale, and after retaining the sum due, and all expenses incident to the sale, out of the proceeds, shall pay the surplus to the former owner, or his legal representatives, or assignees; and any purchaser of the stock of the Company under the sale by the President and Directors as aforesaid, shall be subject to the same rules and regulations as the original proprietor, and no sale by the original proprietor of stock, or his assignees, shall release the original proprietor from his obligation to the Company to pay the whole amount of his subscription. In addition to the foregoing remedy, the President and Directors may proceed, by action of assumpsit or debt, in any of the courts of law of the States of South Carolina and Georgia, for the recovery of the installments due and not paid by any delinquent stockholder or his assignees, who shall not pay the same on requisition made in manner and form as

Liability for failure to pay installments.

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Stock trans-  
ferable.Power to in-  
crease capital  
stock.

aforsaid, or the President and Directors, or a majority of them, may declare the share or shares of any stockholder in arrears after twenty days notice, forfeited for the use and benefit of the Company.

XIII. That the stock of said Company may be transferred in such manner and form as may be directed by the by-laws of said Company.

XIV. That if the capital stock shall be deemed by a majority of the Directors to be insufficient, it shall and may be lawful, at some general meeting, by a vote of the stockholders, from time to time to increase the capital stock of said Company to an amount not exceeding five millions of dollars, by the addition of as many shares as may be necessary for that purpose; and the President and Directors shall first give the individual stockholders for the time, or their legal representatives, the option of taking such additional shares, and an apportionment, if necessary, shall be made amongst them. And if such additional shares shall not be taken by the stockholders, the President and Directors shall cause books to be opened under the direction of Commissioners; to be appointed by them, at such time and place as they shall designate, which time and place shall be duly advertised for subscription for said additional shares, or for so much thereof as may not be taken by the individual stockholders as aforesaid, and the subscribers for such additional shares are hereby declared to be thenceforward incorporated into said Company, with all the privileges and advantages, and subject to all the liabilities of the original stockholders.

Power to bor-  
row money, &c.

XV. That the President and Directors, or a majority of them, shall have power to borrow money for the objects of this Act, to issue certificates, bonds, or other evidences of such loans, and to make the same convertible into the stock of the Company at the pleasure of the holder: *Provided*, The capital stock of the Company shall not thereby be increased beyond five millions of dollars; also to mortgage, or otherwise pledge the said road, and any of the property of the Company, to secure such loan and the interest thereon.

Directors to  
make report  
periodically.

XVI. That the Directors shall, once in every year at least, make a full report on the state of the Company and its affairs, to a general meeting of the stockholders, and shall have power to call a general meeting of the stockholders, when the Board may deem it expedient; and the Company may provide in their by-laws for occasional meetings being called, and prescribe the mode thereof.

Company may  
purchase and  
hold lands, &c.,  
in fee.

XVII. That the said Company may purchase, have and hold, in fee or for a term of years, any lands, tenements or hereditaments, which may be necessary for the business of the said road, or for the

erection of depositories, store houses, houses for the officers, servants or agents of the Company, or for work shops or foundries, to be used for said Company, or for procuring stone or other materials necessary for the construction of the road, or for effecting transportation thereon, and for no other purpose whatever.

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XVIII. That said Company shall have the right, when necessary, to conduct the said road across or along any public road or water course: *Provided*, That the said Company shall not obstruct any public road, without constructing another equally as good, and as convenient as may be, nor without making a draw in any bridge of said road, which may cross a navigable stream, sufficient for the passage of vessels navigating said stream, which draw shall be opened by the Company for the free passage of vessels navigating said stream.

Right to conduct road across public road or water course, &c.

XIX. That when any lands or right of way may be required by said Company for the purpose of constructing their road, and for want of agreement as to the value thereof, or from any other cause, the same cannot be purchased from the owner or owners, the same may be taken at a valuation to be made by five Commissioners, or a majority of them, to be appointed by any Court of Record having common law jurisdiction, in the county or district where some part of the land or right of way is situated. In making the said valuation, the said Commissioners shall take into consideration the loss or damage which may occur to the owner or owners, in consequence of the land being taken, or the right of way surrendered, and also the benefit and advantage such owner or owners may receive from the erection or establishment of the railroad or work, and shall state, particularly, the nature and amount of each, and the excess of loss or damage, over and above the advantage and benefit, shall form the measure of valuation of said land or right of way:

Commissioners to be appointed to decide valuation of right of way.

Duties of Commissioners.

*Provided, nevertheless*, in case either party shall appeal from the valuation to the next session of the Court granting the commission, and giving fifteen days notice to the opposite party of such appeal, the Court shall order a new valuation to be made by a jury, who shall be charged therewith in the same term, or as soon as possible, and their verdict shall be final and conclusive between the parties, unless a new trial shall be granted. The proceedings of said Commissioners, accompanied with a full description of the said land or right of way, shall be returned, under the hands and seals of a majority of the Commissioners, to the Court from which the commission issued, there to remain a matter of record; and the land or right of way, so valued

Provision for appeal.

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by the Commissioners, shall vest in the said Company, discharged from all previous liens, so long as the same shall be used for the purposes of said railroad, so soon as the valuation may be paid, or where refused, may be tendered: *Provided*, That on the application for the appointment of Commissioners under this section, it shall be made to appear to the satisfaction of the Court, that at least ten days previous notice has been given, by the applicants, to the owner or owners of the land so proposed to be condemned; or if the owner or owners be infants, or *non compos mentis*, then to the guardian or committee of such owners, if such guardian or committee can be found within the county or district, or if he cannot be so found, then such appointment shall not be made, unless notice of the application shall have been published, at least one month next preceding, in some newspaper, printed as convenient as may be to the court house of the county or district: *Provided*, That when there shall be an appeal, as aforesaid, from the valuation of Commissioners, by either of the parties, the same shall not prevent the works intended to be constructed from proceeding. But when the appeal is made by the Company requiring the surrender, they shall be at liberty to proceed in their work, only on condition of giving to the opposite party a bond, with good security, to be approved by the Clerk of the Court where the valuation is returned, in a penalty equal to double the said valuation, conditioned for the payment of the said valuation and interest, in case the same be sustained, and in case it be reversed, for the payment of the valuation thereafter to be made by the jury and confirmed by the Court.

Absence of contract presumptive evidence of grant to Company by owner of land.

XX. That in the absence of any contract, or contracts, with the said Company, in relation to lands through which the said road or its branches may pass, signed by the owner thereof, or by his agent, or any claimant or person in possession thereof, it shall be presumed that the land upon which the said road or any of its branches may be constructed, together with the space of sixty-five feet on each side of the centre of the said road, has been granted to the Company by the owner or owners thereof; and the said Company shall have good right and title thereto, and shall have, hold and enjoy the same, as long as the same may be used, only for the purpose of said railroad, discharged from all persons' liens, and no longer, unless the person or persons owning the said land at the time that part of the said road which may be on the said land was finished, or those claiming under him, her or them, shall apply for an assessment of the value of the said lands, as hereinbefore directed; within one year next after that

Application for assessment may be made within given time.

part of the said road was finished; and in case the said owner or owners, or those claiming under him, her or them, shall not apply within one year next after the said part was finished, he, she or they shall be forever barred from recovering the said land; or having any assessment or compensation therefor: *Provided*, That nothing herein contained shall affect the rights of feme coverts or infants, until two years after the removal of their respective disabilities: *And provided*, also, That if the said road, or any part thereof, should be sold at execution sale, for the debts of the said Company, or otherwise, then, and in that case, all the right and title to the land which may have been condemned by virtue of this Act, shall immediately revert to the original owner or owners, unless the purchaser or purchasers at such sale, shall keep up the road for the use of the public, in the same manner, and under the same restrictions, as by this Act it is contemplated, "The Columbia and Augusta Railroad" should do.

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Provision for feme coverts or infants.

Land may revert to owner in case of sale for debts of Company.

XXI. That all lands not heretofore granted, nor appropriated by law to the use of the State, within sixty-five feet of the centre of the road which may be constructed by the said Company, shall vest in the Company as soon as the line of the road is definitely laid out through it, and any grant of the same, thereafter, shall be void.

Lands not granted to use of the State to vest in Company.

XXII. That if any person or persons shall intrude upon the said railroad, by any manner of use thereof, or of the rights and privileges connected therewith, without the permission, or contrary to the will of said Company, he, she, or they, shall forthwith forfeit to the said Company, all the vehicles that may be intruded on the said road, and the same may be recovered by a suit at law; and the person or persons so intruding may also be indicted for misdemeanor, and upon conviction, fined or imprisoned by any Court of competent jurisdiction.

Persons intruding upon road liable to forfeit vehicles, and indictable.

XXIII. That if any person shall wilfully and maliciously destroy, or in any manner, hurt, damage, or obstruct, or shall wilfully or maliciously cause, or aid, or assist, or counsel, or advise any other person or persons, to destroy, or in any manner hurt, damage or destroy, injure or obstruct the said railroad, or any bridge or vehicle used for, or in the transportation thereon, such person or persons, so offending, shall be liable to be indicted therefor, and on conviction shall be imprisoned, not more than six, nor less than one month, and pay a fine not exceeding five hundred dollars, nor less than twenty, at the discretion of the Court before which such conviction shall take place; and shall be further liable to pay all the expenses of repairing the same, and it shall not be competent for any person so offending against the provisions of this clause, to defend him-

Liability of persons for damage to road, &c.



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self by pleading or giving in evidence that he was the owner, or agent, or servant of the owner, of the land where such destruction, hurt, damage, injury or obstruction was done or caused, at the time the same was done or caused.

Obstructions to road deemed a public nuisance and indictable.

XXIV. That every obstruction to the safe and free passage of vehicles on the said road and its branches, shall be deemed a public nuisance, and may be abated as such, by any officer, agent, or servant of the Company; and the person causing such obstruction may be indicted and punished for erecting a public nuisance.

Compensation for storage, &c.

XXV. That said Company shall have the right to take at the store houses they may establish on, or annex to their railroad, or the branches thereof, all goods, wares, merchandise and produce intended for transportation, prescribe the rules of priority and charge, and receive such just and reasonable compensation for storage as they, by rule, may establish, (which they shall cause to be published), or as may be fixed by agreement with the owner, which may be distinct from the rates of transportation: *Provided*, that the said Company shall not charge or receive storage on goods, wares, merchandise, or produce, which may be delivered to them at their regular depositories, for immediate transportation, and which the Company may have the power of transporting immediately.

Reservation of right to cross the road.

XXVI. That any railroad which may hereafter be constructed by the State, or by any Company incorporated by the Legislature, shall be at liberty to cross the road hereby allowed to be constructed, upon a level or otherwise, as may be advantageous: *Provided*, that the free passage of the Columbia and Augusta Railroad is not thereby obstructed.

Division of profits of Company.

XXVII. That the profits of the Company, or so much thereof as the general Board of Directors may deem advisable, shall, when the affairs of the Company will permit, be semi-annually divided amongst the stockholders, in proportion to the stock each may own.

Capital stock, dividends and property exempt from taxation.

XXVIII. That the capital stock in the said Company, the dividends thereon, and all the property, real and personal, belonging to the said Company, shall be exempt from taxation by either of the States of South Carolina or Georgia, or any corporate or municipal police, or other authority thereof, or of any town, city, county or district thereof, for the term of fifteen years: *Provided*, that it shall be competent for the Legislature of either of said States, at any time after the expiration of the period aforesaid, to impose such tax upon the estate, both real and personal, of the aforesaid Company, as they may deem reasonable and just, not exceeding, however, in any event, the tax imposed

on the respective citizens of said States, on property owned by them, of a similar character.

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XXIX. That the charter heretofore granted to the Columbia and Hamburg Railroad Company shall continue of force, except in so far as it may be repugnant to the provisions of this Act. Original charter to continue of force.

XXX. That this Act shall be regarded as a public Act, and may be given in evidence as such in all cases, without special pleading. Public Act.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO AMEND THE LAW IN RELATION TO THE GENERAL STAFF. No. 4678.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the office of Paymaster General be, and the same is hereby, abolished, and that the Quartermaster General be, and is hereby, charged with its duties; and that the duties heretofore performed by the Ordnance Officer be hereafter performed by the Arsenal Keepers of Charleston and Columbia, under the supervision of the Adjutant and Inspector General. Office of Paymaster General abolished, and duties transferred, &c.

II. That the Adjutant and Inspector General, the Quartermaster General, and the Commissary General, be each entitled to one assistant, with the rank of Captain of Infantry, to be appointed and commissioned by the Governor and Commander-in-chief, and that the Commissary General be authorized to employ one clerk, to receive a salary of fifty dollars per month. Officers of General Staff entitled to assistants.

III. That the pay of the Adjutant and Inspector General, and such other officers of the General Staff as may be assigned and put upon duty by the Governor and Commander-in-chief, and the assistants provided for by this Act shall, during the continuance of the war between the Confederate States of America and the United States of America, be the rates of pay and compensation established by the Act Compensation of officers of General Staff, and their assistants.

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of the Confederate States, and the army regulations of the Confederate States, for officers of a similar grade in the field, to wit: The Adjutant and Inspector General, three hundred and one dollars per month, the Quartermaster General one hundred and ninety-five dollars per month; the Commissary General one hundred and seventy dollars per month; the Assistants of the Adjutant and Inspector General, the Quartermaster General, and the Commissary General, one hundred and thirty dollars per month, each.

Acts and clauses repealed.

IV. That all Acts and clauses of Acts inconsistent with the provisions of this Act be, and the same are hereby, repealed.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4679. AN ACT TO GRANT THE AID OF THE STATE TO THE SHELBY AND BROAD RIVER RAILROAD COMPANY.

Comptroller General to subscribe to capital stock.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That whenever satisfactory proof is produced to the Comptroller General that three hundred thousand dollars are duly subscribed by responsible persons or corporate bodies, to the capital stock of the Shelby and Broad River Railroad Company, and that said Company has been duly organized, he is hereby authorized to subscribe on the part of the State, three hundred thousand dollars to the capital stock of the said Company, to be paid in bonds or stocks of the Confederate States of America, bearing interest at the rate of six per cent. per annum, or call loan at the par value thereof; and that for the purpose of making such subscription, the Comptroller General be, and he is hereby, authorized, to sell of the shares owned by the State in the Greenville and Columbia Railroad Company, a sufficient amount to raise said sum of three hundred thousand dollars: *Provided*, That said shares shall not be sold below their par value, to purchase a sufficiency

Provision for making subscription.

A. D. 1863.

of said bonds or stocks, or call loan, for that purpose, and the same to deposit as a special deposit in the Bank of the State of South Carolina, to be subject to his order, and to be applied by him to the payment of the said subscription, as hereinafter provided. And that he take, in the name of the State, a certificate from the said Company for the stock so subscribed.

II. That the subscription shall be paid in the manner and subject to the terms and conditions hereinafter expressed, to wit: Whenever satisfactory proof shall be produced to the Comptroller General that ten miles of the said Shelby and Broad River Railroad Company has been graded and ready for the superstructure to be laid thereupon, he shall transfer and deliver to the said Company so much of the said Confederate six per cent. stock or bonds, or call loan, as shall amount at its par value to sixty thousand dollars, together with the accrued interest thereupon; and when similar proof shall be produced to the Comptroller General that another ten miles of the said road has been graded, and is ready for the superstructure to be laid thereupon, he shall transfer and deliver to the said Company so much of the said Confederate six per cent. stock or bonds, or call loan, as shall amount at its par value to sixty thousand dollars, together with the accrued interest thereupon; and when similar proof shall be produced to the Comptroller General that another ten miles of the said road has been graded, and is ready for the superstructure to be laid thereupon, he shall transfer and deliver to the said Company so much of the said Confederate six per cent. stock or bonds, or call loan, as shall amount at its par value to sixty thousand dollars, together with the accrued interest thereupon; and when similar proof shall be produced to the Comptroller General that another ten miles of the said road has been graded, and is ready for the superstructure to be laid thereupon, he shall transfer and deliver to the said Company so much of the said Confederate six per cent. stock or bonds, or call loan, as shall amount at its par value to sixty thousand dollars, together with the accrued interest thereupon; and when similar proof shall be produced to the Comptroller General that another ten miles of the said road has been graded, and is ready for the superstructure to be laid thereupon, he shall transfer and deliver to the said Company so much of the said Confederate six per cent. stock or bonds, or call loan, as shall amount at its par value to sixty thousand dollars, together with the accrued interest thereupon; and when similar proof is produced to the Comptroller General that the remaining part of the said road has been graded, and is ready for the superstructure to be laid thereupon, he shall transfer and deliver to the said Company so much of the said Confederate six per cent. stock or bonds, or call loan, as shall amount at its par value to sixty thousand dollars, together with the accrued interest thereupon.

Conditions of  
payment.

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State not liable  
for debts, &c.

III. That the State shall in no way whatsoever be liable for the debts and contracts of the said Railroad Company, nor be subject to any assessment on the shares held in its capital stock.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4680.

## AN ACT TO ESTABLISH CERTAIN ROADS, BRIDGES AND FERRIES.

Right to con-  
struct new  
bridge across  
Broad river.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the "Magnetic Iron Company," heretofore chartered by the General Assembly, shall have the right and authority to erect and build a bridge across Broad river, near Cherokee Ford, on said river, with the right to receive such toll for crossing the same as is established by "An Act establishing the principles on which Companies shall be incorporated," passed on seventeenth December, eighteen hundred and twenty-seven; that the said Company shall not build the said bridge on the site of the present ford of the river, or so as to obstruct the passage through the same; that the said Company shall have the right and privilege to lay out and open roads from both ends of the bridge to the road leading to the ford, by the shortest and most convenient route, at their own expense, and without cost to the State for the right of way to said roads; and when the said bridge and roads shall have been built and opened, the same are hereby declared to be a public bridge and highway.

Right to con-  
struct bridge  
across Saluda  
river, and open  
a road.

II. That Malcom Erwin be, and he is hereby, authorized and empowered to build a bridge across Saluda River, at his mills thereon, (formerly called Smith's mill,) and shall have the right to charge such toll for passing thereon as is established by the Act of the General Assembly, ratified on the seventeenth day of December, in the year of our Lord one thousand eight hundred and twenty-seven; and

shall have the right and authority to lay out and open a road from the said bridge to the Greenville road, about two miles long, and three-quarters of a mile on the Abbeville side of the river, by the nearest and most convenient route, at his own expense, and without cost to the State, for the right of way; that when the said road shall have been finished, it is hereby declared to be a public road, and shall be taken under the jurisdiction of the Commissioners of Roads.

A. D. 1863.

III. That the eighteenth section of an Act, entitled "An Act to establish certain roads, bridges and ferries," ratified on the seventeenth day of December, in the year of our Lord one thousand eight hundred and fifty-five, be, and the same is hereby, repealed; that the Commissioners of Roads for Georgetown district and Kingston parish be, and they are hereby, directed and required to take under their charge and control, the roads mentioned in the said section, lying and being in their respective jurisdictions, as public roads.

Eighteenth section of Act repealed.

Commissioners of Roads to control roads mentioned in said section.

IV. That the Commissioners of Roads for Upper St. George's parish be, and they are hereby, authorized and empowered to discontinue and close, during the existing war, and for no longer time, that part of the river road leading from the lower line of Wharton and Petscho's mill to T. W. Harley's house; and they are hereby authorized and required to open and keep in repair, during the present war, and no longer, the road known as "Ross road," leading from the said river road to the Orangeburg road.

Power to close road.

V. That the ferry across Big Saluda river, in Edgefield district, known as Bouknight's ferry, on the road known as the Weaver road, leading from Hamburg to Newberry Court House, be, and the same is hereby, re-established, and vested in William Bouknight, for the space of twenty-one years, with the rates of toll for crossing thereon, as are established by the Act of the General Assembly, passed in December, in the year of our Lord one thousand eight hundred and twenty-seven.

Bouknight's ferry re-established.

VI. That each Commissioner of Roads now in office, or hereafter appointed, shall serve until a successor is appointed, and has accepted. This section to be in force during the war.

Commissioners of Roads to serve during the war.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

A. D. 1863. AN ACT TO INCORPORATE THE CHICORA IMPORTING AND EXPORTING  
 No. 4681. COMPANY OF SOUTH CAROLINA.

Power to export and import.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That A. S. Johnston, G. S. Cameron, T. D. Wagner, and their associates and successors, be, and they are hereby, made a body politic and corporate in law, by the name of, "The Chicora Importing and Exporting Company of South Carolina;" and the said Company shall have power to export produce from this State to neutral ports, and import into this State from neutral ports, arms, munitions of war, and other commodities, and also to bring and carry mails and passengers in their vessels.

Amount of Capital Stock.

II. The capital stock of the said Company shall be two millions two hundred and fifty thousand dollars, with the privilege of increasing the same to three million dollars: *Provided*, such increase shall be agreed to by a majority in number of the stockholders.

Capital Stock, how raised, &c.

III. The capital stock shall be raised by subscription, in shares of one thousand dollars each, but the said Company shall not go into operation until the said stock, to the amount of at least two hundred thousand dollars, has been paid in cash, and an oath or affirmation thereof shall have been made and subscribed by the President of the Company, the Treasurer, and a majority of the Board of Directors, which shall be lodged and recorded in the office of the Secretary of the State, and shall be published in two newspapers of the city of Charleston.

Board of managers.

IV. The affairs of the Company shall be managed by a Board, consisting of a President and four Directors, who shall be elected in such manner and for such periods as the stockholders may prescribe.

Power to sell and transfer.

V. The said capital stock shall be deemed personal estate, and the Company may hold such personal property as may be necessary for the purposes of their business, and may, from time to time, sell and transfer the same, or any part thereof.

Power to make laws and regulations.

VI. The said Company may, by its corporate name, be plaintiff or defendant in any Court of Law or Equity in this State, and may have and use a common seal, and make such by-laws and regulations for their government as they shall see fit, with full power to enforce the due observance thereof upon their members: *Provided*, said laws are not inconsistent with the Constitution and laws of this State and the Confederate States.

VII. No part of the capital stock shall at any time be withdrawn by a dividend among the Stockholders, until all the debts and liabilities of the corporation shall have been fully paid off and discharged.

A. D. 1863.  
 Debts and liabilities.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT IN RELATION TO THE SOUTHERN EXPRESS COMPANY, AND TO No. 4682.  
 PROVIDE ADDITIONAL REMEDIES FOR THE DEFAULTS OF COMMON CARRIERS.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That process served on any agent of the copartnership, company, or firm doing business in this State, under the name and style of the "Southern Express Company," shall be sufficient to make such copartnership, company, or firm, a party in the Court of Law or Equity in the district in which such agent may be served.

Service of process.

II. That on judgment or decree obtained against such copartnership, company, or firm, under such process, final process may issue to recover satisfaction of such judgment or decree, and any property of the said copartnership, company, or firm, and the individual property of any copartner or member of such partnership, company, or firm, found in the State, shall be liable to judgment and execution for satisfaction of any such judgment or decree.

Liability under final process.

III. That in any action against any common carrier, by railroad or otherwise, whether the same be an incorporated railroad company, or an incorporated company, or an individual or unincorporated association of individuals, undertaking to carry, in whole or in part, by railroad or otherwise, if the plaintiff shall file with his declaration a statement on oath of the facts, and of the amount of loss or damage sustained, (a copy of which shall be served as hereinbefore provided for the service of process in actions against the Southern Express Company,) the said affidavit shall be given to the jury as evidence in the case: *Provided*, that the defendant shall be at liberty, within thirty days thereafter, to file with his plea an affidavit, denying the truth of the

Affidavit may be filed in actions against common carriers.



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same, in which case both affidavits shall be submitted as evidence to the consideration of the jury: *And provided, also,* That in addition to the evidence allowed above, all common law evidence shall be admitted in said case.

Duties of common carriers to publish names and residences of parties interested in business.

IV. That when any association of individuals, not having a charter from this State, shall undertake to carry for hire by railroad, in whole or in part, the said individuals are hereby required to publish, in three newspapers of this State, a correct list, to be sworn to before one of the Clerks of Common Pleas and General Sessions in this State, of the names and residences of the parties interested in the business of carrying, the said list to appear at least once in two months during the time they are engaged in said business, and all persons thus engaged in the business of common carriers, failing to make such publication, shall be deemed guilty of a misdemeanor, and liable to indictment.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*


A. P. ALDRICH, *Speaker House of Representatives.*

No. 4683. AN ACT TO AMEND AN ACT, ENTITLED "AN ACT TO INCREASE THE FEES OF SHERIFFS FOR DIETING PERSONS CONFINED IN JAIL."

Fees for dieting prisoners.

I. *Be it enacted,* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That an Act, entitled "An Act to increase the fees of Sheriffs for dieting persons confined in jail," ratified on the sixth day of February, in the year of our Lord one thousand eight hundred and sixty-three, be, and the same is hereby, altered and amended to read as follows, to wit: That the Sheriffs shall hereafter be entitled to charge and receive, for dieting white persons confined in jail, one dollar per day, each; and for dieting slaves or free persons of color, eighty cents per day, each.

II. That this Act shall continue of force until the first day of January, in the year of our Lord one thousand eight hundred and sixty-five, and no longer.

A. D. 1863.  
  
 Limitation of  
 Act.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO REFUND TO THE SOLDIERS' BOARD OF RELIEF FOR MARLBORO' DISTRICT MONEY ADVANCED BY THEM. No. 4684.

*Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the Soldiers' Board of Relief for the district of Marlboro', be, and they are hereby, authorized to make an assessment upon the general State tax of the said district for the past year, which shall be sufficient to raise the amount expended by the said Board for the relief of Soldiers' Families in said district, over and above the amount of the appropriation made by the General Assembly for that purpose; and that the Tax Collector for said district, where furnished with a written order from said Board, do collect and pay over the sum so assessed, to, and in relief of, the said Board, on account of money heretofore advanced and expended by them for the purposes aforesaid.

Assessment on  
 General tax to  
 raise amount  
 expended over  
 appropriation.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

A. D. 1863.  
 No. 4685. AN ACT TO EXTEND AN ACT, ENTITLED "AN ACT TO CONTINUE IN FORCE 'AN ACT ENTITLED AN ACT TO AUTHORIZE CERTAIN BUILDING AND LOAN ASSOCIATIONS TO SUSPEND THE CALL FOR MONTHLY INSTALMENTS,'" DURING THE PRESENT WAR.

Act re-enacted  
 and made of  
 force.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That an Act, entitled "An Act to continue of force an Act, entitled an Act to authorize certain Building and Loan Associations to suspend their call for monthly instalments," ratified on the sixth day of February, in the year of our Lord one thousand eight hundred and sixty-three, be, and the same is hereby, re-enacted and made of force, until the close of the war between the Confederate States and the United States of America, and until the next regular session of the Legislature of this State thereafter.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the severignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4686. AN ACT TO AUTHORIZE THE TAX COLLECTORS OF BEAUFORT DISTRICT TO PAY OVER TO THE "SOLDIERS' BOARDS OF RELIEF" CERTAIN FUNDS IN THEIR HANDS.

Tax Collectors  
 required to pay  
 over funds in  
 hands in the  
 proportion con-  
 tributed.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the Tax Collectors of the several parishes in Beaufort district be, and they are hereby, authorized and required to pay over and distribute among the "Soldiers' Boards of Relief" of the different parishes of Beaufort district, in the proportion contributed by each parish, any funds now in hands, collected and deposited there by order of the late Provost Marshal of said district, to be disbursed by

said Boards for the benefit of soldiers' families: *Provided, however,* A. D. 1863.  
That all claims lawfully payable therefrom be first satisfied

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*  
A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO ALTER THE LAW IN RELATION TO THE ELECTION OF No. 4687.  
DISTRICT OFFICERS.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That from and after the first day of February next, ensuing, after the ratification of this Act, elections for all district officers, who are elected by the people, shall be held on Tuesday, instead of Monday, as heretofore. Day of election changed.

II. That in all elections held in this State, it shall be the duty of the managers of elections to keep the polls open for the reception of votes from 9 o'clock, A. M., to 4 o'clock, P. M., and immediately after closing the polls the said managers shall proceed to count the votes, as is now required by law in other elections. Duty of Managers.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*  
A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO ALTER AND AMEND THE CHARTER OF THE CHERAW AND No. 4688.  
DARLINGTON RAILROAD COMPANY.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the Fifth section of Act amended.

A. D. 1863.

same, That section five of an Act, entitled "An Act to charter the Cheraw and Darlington Railroad Company," ratified the nineteenth day of December, in the year of our Lord one thousand eight hundred and forty-nine, be amended so as to read as follows, to wit: That all the powers, rights, and privileges granted by the charter of the Northeastern Railroad Company, are hereby granted to the Cheraw and Darlington Railroad Company," and subject to the conditions therein contained, except as to the amount of capital stock, and except in so far as the special provisions of this Act may otherwise require the same to be modified or varied.

Election of officers.

II. That there shall be elected, annually, a President and ten Directors, who shall be eligible from the body of stockholders, irrespective of the amount of stock or time of holding the same, in the manner prescribed by the third section of the Act incorporating said Northeastern Railroad Company.

Charter not subject to previous law.

III. That this charter shall in no wise be subject to the provisions of the forty-first section of the Act of the General Assembly of South Carolina, passed on the seventeenth day of December, in the year of our Lord one thousand eight hundred and forty-one.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4689. AN ACT TO INCORPORATE THE CHARLESTON IMPORTING AND EXPORTING COMPANY.

Power to export and import.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That Henry Cobia, Alonjo J. White, C. L. Burkmyer, L. D. Mowry, and their associates and successors, be, and they are hereby, made a body politic and corporate in law, by the name of "The Charleston Importing and Exporting Company;" and the said Company shall have power to export produce from this State to neutral

ports, and import into this State, from neutral ports, arms, munitions of war, and other commodities, and also to bring and carry mails and passengers in their vessels.

A. D. 1863.

II. The capital stock of the said Company shall be two millions of dollars, with the privilege of increasing the same to three millions dollars: *Provided*, Such increase shall be agreed to by a majority in number of the stockholders.

Amount of capital stock.

III. The capital stock shall be raised by subscription, in shares of one thousand dollars each; but the Company shall not go into operation until the said stock, to the amount of at least two hundred thousand dollars, has been paid in cash, and an oath or affirmation thereof shall have been made and subscribed by the President of the Company, the Treasurer, and a majority of the Board of Directors, which shall be lodged and recorded in the office of the Secretary of State, and be published in two newspapers of the city of Charleston.

Capital stock, how raised.

IV. The affairs of the Company shall be managed by a Board, consisting of a President and four Directors, who shall be elected in such manner, and for such periods, as the stockholders may prescribe.

Board of Managers.

V. The said capital stock shall be deemed personal estate, and the Company may hold such personal property as may be necessary for the purposes of their business, and may, from time to time, sell and transfer the same, or any part thereof.

Power to sell and transfer stock.

VI. The said Company may, by its corporate name, be plaintiff or defendant in any court of law or equity in this State, and may have and use a common seal, and make such by-laws and regulations for their government as they shall see fit, with full power to enforce the due observance thereof upon their members: *Provided*, Said laws are not inconsistent with the Constitution and laws of this State and the Confederate States.

Power to make laws and regulations, &amp;c.

VII. No part of the capital stock shall at any time be withdrawn by, or divided among, the stockholders, until all the debts and liabilities of the corporation shall have been fully paid off and discharged.

Debts and liabilities.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

A. D. 1863.

No. 4690.

## AN ACT TO INCORPORATE THE CONSOLIDATED STEAMSHIP COMPANY OF CHARLESTON.

Power to export  
and import.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That William Ravenel, G. W. Williams, W. B. Heriot, and their associates and successors, be, and they are hereby, made a body corporate and politic in law, by the name of "The Consolidated Steamship Company of Charleston;" and the said Company shall have power to export produce from this State to neutral ports, and import into this State, from neutral ports, arms, munitions of war, and other commodities, and also to bring and carry mails and passengers in their vessels.

Amount of capi-  
tal.

II. The capital stock of the said Company shall be two millions and fifteen thousand dollars.

Capital stock,  
how raised.

III. The capital stock shall be raised by subscription, in shares of one thousand dollars each; but the Company shall not go into operation until the said stock, to the amount of at least two hundred thousand dollars, has been paid in cash, and an oath or affirmation thereof shall have been made and subscribed by the President of the Company, the Treasurer, and a majority of the Board of Directors, which shall be lodged and recorded in the office of the Secretary of State, and be published in two newspapers of the city of Charleston.

Board of Mana-  
gers.

IV. The affairs of the Company shall be managed by a Board, consisting of a President and four Directors, who shall be elected in such manner and for such periods, as the stockholders may prescribe.

Power to sell  
and transfer.

V. The said capital stock shall be deemed personal estate, and the Company may hold such personal property as may be necessary for the purposes of their business, and may, from time to time, sell and transfer the same, or any part thereof.

Power to make  
laws and regu-  
lations, &c.

VI. The said Company may, by its corporate name, be plaintiff or defendant in any court of law or equity in this State, and may have and use a common seal, and make such by-laws and regulations for their government, as they shall see fit, with full power to enforce the due observance thereof upon their members: *Provided*, Said laws are not inconsistent with the Constitution and laws of this State and the Confederate States.

VII. No part of the capital stock shall, at any time, be withdrawn by dividend among the stockholders, until all the debts and liabilities of the corporation shall have been fully paid off and discharged.

A. D. 1863.  
Debts and liabilities.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO INCORPORATE CERTAIN RELIGIOUS AND CHARITABLE SOCIETIES, AND TO RENEW AND AMEND THE CHARTERS OF OTHERS HERETOFORE GRANTED. No. 4691.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same: That James W. Black, Joel J. Cunningham, J. Wm. Power, Benjamin W. Williams and John Cunningham, Trustees of Little Mountain O. S. Presbyterian Church, of Abbeville district, and their successors in the said office, appointed from time to time, in conformity with the rules and discipline of the said church, be, and they are hereby created a body politic and corporate, under the name and style of Little Mountain O. S. Presbyterian Church, for the period of twenty-one years from the ratification of this Act; and shall have power to have and use a common seal, to sue and be sued, plead and be impleaded, in any Court of this State; to make all by-laws necessary and proper for the purposes of said corporation, not repugnant to the laws of this State. That all real estate within the limits of Abbeville district, acquired by the said Church for the benefit thereof, by gift, purchase, devise or exchange, be vested in the Board of Trustees, and their successors in office; to hold other real estate and personal property to an amount not exceeding ten thousand dollars, and the same to alien, lease or transfer, and in general to exercise and enjoy all the powers and privileges incident to such corporations.

II. That the charter heretofore granted to "Rock Church," in Abbeville district, be, and the same is hereby, renewed and extended



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for a period of twenty-one years from the day on which the said charter, according to its present limitation, will expire: That James Gillam, James Baily and Robert H. Mounce, be, and are hereby, appointed to act as Trustees of said corporation, with power to hold real and personal estate to the amount of ten thousand dollars, exclusive of the lot and buildings of the Presbyterian Church in Greenwood, now owned by them, and with all the rights, powers and privileges heretofore granted to said corporation.

Walterborough  
Male Academy.

III. That the charter heretofore granted to the "Walterborough Male Academy," be, and the same is hereby, renewed and extended for twenty-one years, with all the rights, powers, privileges and immunities heretofore granted to said corporation.

Ursuline Com-  
munity of Co-  
lumbia.

IV. That the Ursuline Ladies of Columbia, be, and they are hereby, created a body politic and corporate, under the name and style of the "Ladies' Ursuline Community of Columbia," for the period of twenty-one years from the ratification of this Act; and shall have power to have and use a common seal, to sue and be sued, plead and be impleaded in any Court of this State, to make all by-laws necessary and proper for the purposes of said corporation not repugnant to the laws of this State; to hold real and personal estate to an amount not exceeding ten thousand dollars, over and above what may be necessary for the purposes of their institution, and with power to sell, alien or transfer the same, or any part thereof.

Aiken Mutual  
Relief Associa-  
tion.

V. That the officers and members of "The Aiken Mutual Relief Association," be, and are hereby declared to be a body politic and corporate, by the name and style of the "Aiken Mutual Relief Association," with all the rights, powers, privileges and immunities usually incident to such corporations, with a capital not exceeding thirty thousand dollars, unless the same shall be increased by the Board of Directors of the said Association: *Provided*, however, that the capital thereof shall not be increased beyond the sum of sixty thousand dollars.

Missionary  
Society of the  
South Carolina  
Methodist Pro-  
testant Church.

VI. That the annual Conference and Missionary Society, of the South Carolina District Methodist Protestant Church, be, and the same are hereby, incorporated, by the name of the annual Conference and Missionary Society of the South Carolina District Methodist Protestant Church, and their successors, for the term of twenty-one years, with all the rights, powers and privileges incident to like bodies corporate and politic.

Blythewood  
Female Aca-  
demy.

VII. That J. L. Reynolds, P. A. McMichael, T. W. Mellichamp, A. K. Craig, L. C. Hinton, John C. Kennedy, and their associates

and successors, be, and are hereby, declared a body politic and corporate, under the name and style of the "Blythewood Female Academy," in Fairfield District, for the period of twenty-one years from the ratification of this Act, with power to sue and be sued, plead and be impleaded, to hold real and personal estate to an amount not exceeding fifty thousand dollars, and with all the rights, powers, privileges and immunities incident to such like corporations.

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In the Senate House the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO AMEND AN ACT ENTITLED "AN ACT, TO CHARTER THE No. 4692. SHELBY AND BROAD RIVER RAILROAD."

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That "An Act to charter the Shelby and Broad River Railroad," passed on the eighteenth day of December, in the year of our Lord one thousand eight hundred and sixty-two, be, and the same is hereby, amended, so as to allow the Company thereby chartered to increase the capital stock of said Company to the amount of one million five hundred thousand dollars, and to increase at their discretion the number of Directors constituting the Board to thirteen.

Capital stock increased.

II. That the fifth section of the said Act, to charter the Shelby and Broad River Railroad, be amended so as to read as follows: The said Company are hereby authorized to construct a railroad, from such points on the Spartanburg and Union Railroad, the King's Mountain Railroad, the Greenville and Columbia Railroad, or the Charlotte and South Carolina Railroad, as the stockholders of the Company hereby incorporated may hereafter select, towards and unto the North Carolina line, and such route as may be determined by the Company, leading to the Wilmington, Charlotte and Rutherford Railroad in North Carolina, at or near the village of Shelby, in said State; and that for

Privilege to increase number of Directors.

Fifth section of Act amended.

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the purposes aforesaid, all the rights, powers and privileges conferred on the Charlotte and South Carolina Railroad Company, by an Act, entitled "An Act to charter the Charlotte and South Carolina Railroad Company," passed in the year of our Lord one thousand eight hundred and forty-six, in connection with an Act amendatory thereof, entitled "An Act to produce conformity in the charters granted to the Charlotte and South Carolina Railroad Company, by the States of North and South Carolina," are hereby conferred on the Shelby and Broad River Railroad Company, and subject to the conditions and restrictions contained in said Acts, except in so far as the special provisions of the charter of the Shelby and Broad River Railroad may require the same to be modified or varied.

Authority to  
construct  
branches.

III. That the said Shelby and Broad River Railroad Company be, and it is further, authorized to construct branches of not more than ten miles in length, to such points near the route of the said Railroad as may be deemed expedient.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4693. AN ACT TO INCORPORATE THE BATESVILLE MANUFACTURING COMPANY.

Company in-  
corporated.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same: That Theodore D. Wagner, James H. Taylor, James Montgomery, and their associates and successors, are hereby made and created a body politic and corporate in law, by the name of the Batesville Manufacturing Company, for the purpose of manufacturing by spinning, weaving, bleaching, dyeing, printing and finishing all goods of which cotton, wool, or other fibrous products, may form a part, and procuring or making machinery for such purposes, and also for the transaction of such business connected therewith as may be deemed necessary, and may erect such mills, machine shops, or other works,

as may be deemed requisite to carry on successfully their said manufactures, with a present capital of three hundred and fifty thousand dollars, with the right and privilege to increase the same to one million of dollars.

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II. That said corporation may purchase and hold such real estate as may be required for their purposes, or such as they may deem it for their interest to take in settlement of any debts due them, and may dispose of the same, and may sue and be sued in all the courts of law or equity in this State, may have and use a common seal, and make such by-laws for their regulation and government, not inconsistent with the Constitution and laws of the Confederate States and of this State, as they shall deem necessary, and the said corporation shall have generally all the rights, powers and privileges in law incident or appertaining to corporations.

May hold real estate, &amp;c.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO INCORPORATE THE SOUTHERN IMPORTING AND EXPORTING No. 4694.  
COMPANY.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That James W. Brown, John R. Dukes, Robert D. White, James McKay and T. B. Trout, and their associates and successors, be, and they are hereby, made a body politic and corporate in law, by the name of the Southern Importing and Exporting Company; and the said Company shall have power to export produce from this State, or any of the Confederate States, to neutral ports, and import into this State, or any of the Confederate States, from neutral ports, arms, munitions of war, and other commodities, and also to bring and carry mails and passengers in their vessels.

Company incorporated.

Power to export and import, &amp;c.

II. The capital stock of said Company shall be two hundred and twenty thousand dollars, with the privilege of increasing the same to five hundred thousand dollars.

Amount of capital stock.

A. D. 1863.

Capital stock,  
how raised.

III. The capital stock shall be raised by subscription in shares of one thousand dollars each, but the said Company shall not go into operation until the said stock, to the amount of at least two hundred thousand dollars, has been paid in cash, and an oath or affirmation thereof shall have been made and subscribed by the President of the Company, the Treasurer and a majority of the Board of Directors, which shall be lodged and recorded, and be published in two newspapers of the city of Charleston.

Board of Man-  
agers.

IV. The affairs of the Company shall be managed by a Board, consisting of a President and four Directors, who shall be elected in such manner and for such periods as the stockholders may prescribe.

Company to  
hold personal  
property.

V. The said capital stock shall be deemed personal estate, and the Company may hold such personal property as may be necessary for the purposes of their business, and may, from time to time, sell and transfer the same, or any part thereof.

Company to  
make by laws  
and regula-  
tions.

VI. The said Company may, by its corporate name, be plaintiff or defendant in any Court of Law or Equity in this State, and may have and use a common seal, and may make such by-laws and regulations for their government as they shall see fit, with full power to enforce the due observance thereof upon their members: *Provided*, said laws are not inconsistent with the Constitution and laws of this State or of the Confederate States.

Division of  
capital stock.

VII. No part of the capital stock shall, at any time, be withdrawn by, or divided among the stockholders, until all the debts and liabilities of the said corporation shall have been fully paid off and discharged.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4695. AN ACT TO AMEND THE CHARTER OF THE EDISTO AND ASHLEY CANAL COMPANY.

Second section  
of Act altered  
and amended.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the

same, That the second section of an Act, entitled "An Act to incorporate the Edisto and Ashley Canal Company," ratified on the sixth day of February, in the year of our Lord one thousand eight hundred and sixty-three, be, and the same is hereby, so altered and amended, that it shall be lawful for the Commissioners therein named to open books for subscriptions to the capital stock of said Company, on the first Monday of each month, between the hours of nine in the forenoon, and three in the afternoon, until they shall ascertain that a sufficient number of shares have been subscribed to authorize the organization of the Company.

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II. That so much of the eighth section of the said Act as prohibits the Company from imposing a rate of toll, "not exceeding at any time, ten per centum per annum on the money which they shall have expended in making and keeping in repair said Canal," and which requires them to submit their books, with a written statement on oath, of the expenses of keeping said Canal in repair, and the rates of toll, annually to the Legislature, be, and the same is hereby, repealed.

Eighth section  
of Act repealed.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

AN ACT TO COMBINE THE OFFICES OF THE CLERK OF THE COURT OF No. 4696.  
COMMON PLEAS AND GENERAL SESSIONS AND REGISTER OF MESNE  
CONVEYANCES, FOR GEORGETOWN DISTRICT.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That from and after the passage of this Act, the duties of Register of Mesne Conveyances for Georgetown district, shall attach to the office of Clerk of the Court of Common Pleas and General Sessions for said district, and the official bond of the Clerk, as now

Offices combined, and official bond of Clerk of Court extended.

A. D. 1863. required by law, shall extend to the faithful performance of the additional duties hereby imposed.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4697. AN ACT TO AMEND THE CHARTER OF THE CAROLINA COTTON AND WOOLEN FACTORY.

Eighth section of Act altered, increasing capital stock.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the first section of an Act, entitled "An Act to incorporate the Carolina Cotton and Woolen Factory," ratified on the eighteenth day of December, in the year of our Lord one thousand eight hundred and sixty-two, be, and the same is hereby, altered and amended, so as to increase the capital stock thereof from one hundred and fifty thousand dollars, as therein provided, to any sum not exceeding one million of dollars.

In the Senate House, the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty-three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*

No. 4698. AN ACT TO AUTHORIZE THE CLERK OF THE COURT FOR MARLBOROUGH DISTRICT TO DRAW JURIES FOR THE NEXT TERM OF THE COURT DURING VACATION.

Clerk of Court, with Sheriff, to draw juries.

I. *Be it enacted* by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the

same, That the Clerk of the Court of Common Pleas and General Sessions, for Marlborough District, be, and he is hereby, authorized, together with the Sheriff of said district, to draw, during vacation, the necessary Juries for the next regular term of said Court, in the manner now provided by law for drawing such Juries in open Court, in cases where the Judge fails to attend during the term.

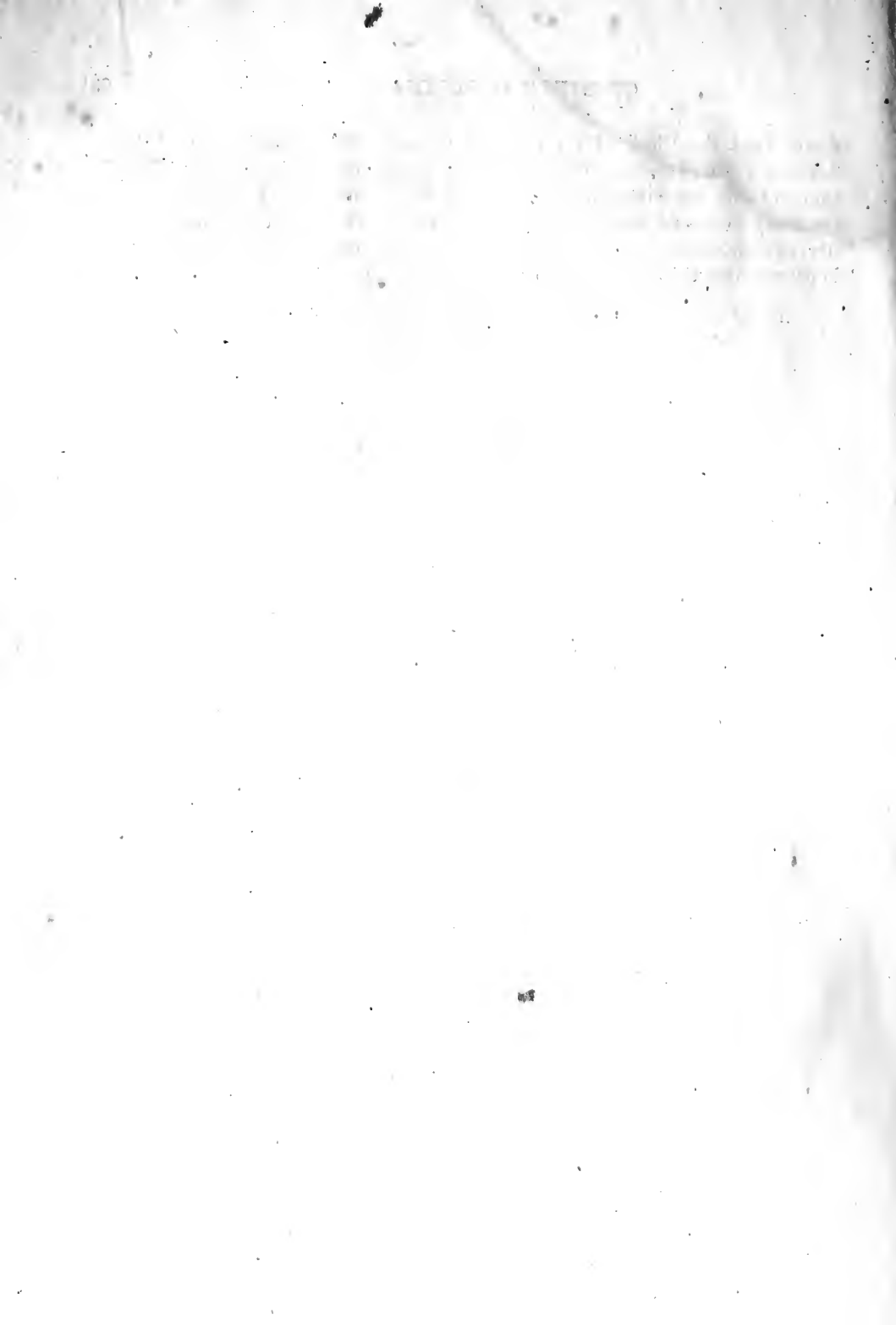
A. D. 1863.  


In the Senate House the seventeenth day of December, in the year of our Lord one thousand eight hundred and sixty three, and in the eighty-eighth year of the sovereignty and independence of the State of South Carolina.

W. D. PORTER, *President of the Senate.*

A. P. ALDRICH, *Speaker House of Representatives.*





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